

**UNOFFICIAL VERSION**

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**TUESDAY, APRIL 30, 2019**

**THIRTY-THIRD LEGISLATIVE DAY**

**CALL TO ORDER**

The Senate met at 8:30 a.m., and was called to order by Mr. Speaker McNally.

**PRAYER**

The proceedings were opened with prayer by Senator Rose.

**PLEDGE OF ALLEGIANCE**

Senator Rose led the Senate in the Pledge of Allegiance to the Flag.

**SALUTE TO THE FLAG OF TENNESSEE**

Senator Rose led the Senate in the Salute to the Flag of Tennessee.

**ROLL CALL**

The roll call was taken with the following results:

Present . . . . . 32

Senators present were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kyle, Massey, Niceley, Pody, Powers, Reeves, Robinson, Roberts, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--32.

**COMMUNICATION**

April 29, 2019

Lt. Gov. McNally  
425 5th Ave. North, Suite 700  
Nashville, TN 37243

Lt. Gov. McNally,

My presence has been requested at an event at the White House in Washington, D.C. this Tuesday, April 30, 2019. I respectfully request to be excused from Session so that I may attend.

Thank you,

/s/ Jon C. Lundberg  
State Senator  
District 4

APPROVED: Lieutenant Governor  
Randy McNally

**PRESENTATION**

Senator Yager introduced Miss Cookie Hopper, Miss Anderson County 2019 and Miss Lily Steel, Miss Oak Ridge 2019 to the Senate.

**MOTION**

Senator Johnson moved, pursuant to Rule 32 and Article II, Section 18 of the Constitution of the State of Tennessee, **House Bills Nos. 394, 797 and 907** be passed on first consideration, which motion prevailed.

**HOUSE BILLS ON FIRST CONSIDERATION**

The Speaker announced the following House Bills were transmitted to the Senate and passed first consideration:

**House Bill No. 394** -- Sentencing -- As introduced, clarifies that a person sentenced to life imprisonment for the offense of first degree murder between November 1, 1989, and July 1, 1995, is eligible for parole after service of a minimum of 25 calendar years and those similarly sentenced after July 1, 1995, must serve a minimum of 51 calendar years before being eligible for parole. Amends TCA Title 4; Title 37; Title 38; Title 39; Title 40 and Title 41.

**House Bill No. 797** -- Licenses -- As introduced, requires the Tennessee auctioneer commission to post the names of persons whose licenses have been suspended, revoked, or not renewed as a result of fraud and other violations. Amends TCA Title 35, Chapter 5; Title 55, Chapter 17, Part 1 and Title 62, Chapter 19.

**House Bill No. 907** -- Taxes, Sales -- As introduced, extends the period, from six months to one year, that a county or city that held an election on a resolution or ordinance levying a local option sales and use tax that was rejected is prohibited from holding another election on such tax. Amends TCA Title 67, Chapter 6.

**MOTION**

Senator Johnson moved, pursuant to Rule 21, **Senate Joint Resolutions Nos. 613 and 614**; and **Senate Resolutions Nos. 81 and 82** be passed on first consideration and lie over, which motion prevailed.

**INTRODUCTION OF RESOLUTIONS**

The Speaker announced the following resolutions were filed for introduction. Pursuant to Rule 21, the resolutions lie over.

**Senate Joint Resolution No. 613** by Senator Watson.  
Memorials, Interns -- Joseph Wampler.

**Senate Joint Resolution No. 614** by Senators Yarbro, Akbari, Kyle, Gilmore and Robinson.  
Memorials, Public Service -- Matt Anderson.

**Senate Resolution No. 81** by Senator Gresham.  
Memorials, Death -- John Calvin George.

**Senate Resolution No. 82** by Senator Gresham.

Memorials, Personal Occasion -- Luther & Alma Vaughan, 70th Wedding Anniversary.

**MOTION**

Senator Johnson moved, pursuant to Rule 21, **House Joint Resolutions Nos. 521, 604 through 612 and 614 through 623; Senate Joint Resolutions Nos. 600 through 612; and Senate Resolutions Nos. 76 through 80** lie over and be referred to the appropriate committees or held on the Clerk's desk, which motion prevailed.

**RESOLUTIONS LYING OVER**

The Speaker announced the following resolutions passed second consideration and were referred to the appropriate committees or held on the desk, pursuant to Rule 21:

**House Joint Resolution No. 521** -- Memorials, Professional Achievement -- Carma Dennis McGee, Tennessee Court of Appeals.

The Speaker announced that he had referred House Joint Resolution No. 521 to the Committee on Calendar.

**House Joint Resolution No. 604** -- Memorials, Death -- James Arrington "Jimmy" Webb III.

The Speaker announced that he had referred House Joint Resolution No. 604 to the Committee on Calendar.

**House Joint Resolution No. 605** -- Memorials, Interns -- MacKenzie E. Stonis.

The Speaker announced that he had referred House Joint Resolution No. 605 to the Committee on Calendar.

**House Joint Resolution No. 606** -- Memorials, Academic Achievement -- Venesha Jett, Valedictorian, Memphis Academy of Health Sciences.

The Speaker announced that he had referred House Joint Resolution No. 606 to the Committee on Calendar.

**House Joint Resolution No. 607** -- Memorials, Academic Achievement -- Jeremiah Higginbottom, Salutatorian, Memphis Academy of Health Sciences.

The Speaker announced that he had referred House Joint Resolution No. 607 to the Committee on Calendar.

**House Joint Resolution No. 608** -- Memorials, Retirement -- Vanessa M. Horner.

The Speaker announced that he had referred House Joint Resolution No. 608 to the Committee on Calendar.

**House Joint Resolution No. 609** -- Memorials, Interns -- Indygo Tabb.

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The Speaker announced that he had referred House Joint Resolution No. 609 to the Committee on Calendar.

**House Joint Resolution No. 610** -- Memorials, Interns -- Rebeca Garcia Chavez.

The Speaker announced that he had referred House Joint Resolution No. 610 to the Committee on Calendar.

**House Joint Resolution No. 611** -- Memorials, Interns -- La Toria Lane.

The Speaker announced that he had referred House Joint Resolution No. 611 to the Committee on Calendar.

**House Joint Resolution No. 612** -- Memorials, Public Service -- Judge Brandon O. Gibson.

The Speaker announced that he had referred House Joint Resolution No. 612 to the Committee on Calendar.

**House Joint Resolution No. 614** -- Memorials, Recognition -- Reverend Dr. Rosalyn R. Nichols, 2019 Memphis Living Legend Award.

The Speaker announced that he had referred House Joint Resolution No. 614 to the Committee on Calendar.

**House Joint Resolution No. 615** -- Memorials, Interns -- Lauren-Ashley Berry.

The Speaker announced that he had referred House Joint Resolution No. 615 to the Committee on Calendar.

**House Joint Resolution No. 616** -- Memorials, Interns -- Duke Gear.

The Speaker announced that he had referred House Joint Resolution No. 616 to the Committee on Calendar.

**House Joint Resolution No. 617** -- Memorials, Recognition -- Jeff Cherry.

The Speaker announced that he had referred House Joint Resolution No. 617 to the Committee on Calendar.

**House Joint Resolution No. 618** -- Memorials, Academic Achievement -- Maggie Kimble, Salutatorian, Eagleville High School.

The Speaker announced that he had referred House Joint Resolution No. 618 to the Committee on Calendar.

**House Joint Resolution No. 619** -- Memorials, Academic Achievement -- Ivie Burns, Valedictorian, Eagleville High School.

The Speaker announced that he had referred House Joint Resolution No. 619 to the Committee on Calendar.

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**House Joint Resolution No. 620** -- Memorials, Academic Achievement -- Karsen Daniel, Valedictorian, Eagleville High School.

The Speaker announced that he had referred House Joint Resolution No. 620 to the Committee on Calendar.

**House Joint Resolution No. 621** -- Memorials, Academic Achievement -- Cameron Anteski, Valedictorian, Eagleville High School.

The Speaker announced that he had referred House Joint Resolution No. 621 to the Committee on Calendar.

**House Joint Resolution No. 622** -- Memorials, Academic Achievement -- Ethan Cobb, Valedictorian, Eagleville High School.

The Speaker announced that he had referred House Joint Resolution No. 622 to the Committee on Calendar.

**House Joint Resolution No. 623** -- Memorials, Academic Achievement -- Hannah Tritschler, Valedictorian, Eagleville High School.

The Speaker announced that he had referred House Joint Resolution No. 623 to the Committee on Calendar.

**Senate Joint Resolution No. 600** -- Memorials, Death -- Clarence Nimrod "Rod" Pattat.

The Speaker announced that he had referred Senate Joint Resolution No. 600 to the Committee on Calendar.

**Senate Joint Resolution No. 601** -- Memorials, Recognition -- David Alford, REdl Hall of Fame.

The Speaker announced that he had referred Senate Joint Resolution No. 601 to the Committee on Calendar.

**Senate Joint Resolution No. 602** -- Memorials, Recognition -- Leanne Morgan, REdl Hall of Fame.

The Speaker announced that he had referred Senate Joint Resolution No. 602 to the Committee on Calendar.

**Senate Joint Resolution No. 603** -- Memorials, Recognition -- Rear Admiral Terry Moulton, REdl Hall of Fame.

The Speaker announced that he had referred Senate Joint Resolution No. 603 to the Committee on Calendar.

**Senate Joint Resolution No. 604** -- Memorials, Recognition -- Mark Sletto, REdl Hall of Fame.

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The Speaker announced that he had referred Senate Joint Resolution No. 604 to the Committee on Calendar.

**Senate Joint Resolution No. 605** -- Memorials, Recognition -- Dr. Jessica Ellis Durham, REdl Hall of Fame.

The Speaker announced that he had referred Senate Joint Resolution No. 605 to the Committee on Calendar.

**Senate Joint Resolution No. 606** -- Memorials, Recognition -- Michael Korfhage, REdl Hall of Fame.

The Speaker announced that he had referred Senate Joint Resolution No. 606 to the Committee on Calendar.

**Senate Joint Resolution No. 607** -- Memorials, Recognition -- Dr. Christine Coker, REdl Hall of Fame.

The Speaker announced that he had referred Senate Joint Resolution No. 607 to the Committee on Calendar.

**Senate Joint Resolution No. 608** -- Memorials, Recognition -- Amanda Stubblefield Barnard, REdl Hall of Fame.

The Speaker announced that he had referred Senate Joint Resolution No. 608 to the Committee on Calendar.

**Senate Joint Resolution No. 609** -- Memorials, Recognition -- Bobby Trotter, REdl Hall of Fame.

The Speaker announced that he had referred Senate Joint Resolution No. 609 to the Committee on Calendar.

**Senate Joint Resolution No. 610** -- Memorials, Recognition -- Tom Sorrells, REdl Hall of Fame.

The Speaker announced that he had referred Senate Joint Resolution No. 610 to the Committee on Calendar.

**Senate Joint Resolution No. 611** -- Memorials, Heroism -- Captain Larry Lowe Taylor, U.S. Army (retired).

The Speaker announced that he had referred Senate Joint Resolution No. 611 to the Committee on Calendar.

**Senate Joint Resolution No. 612** -- Memorials, Retirement -- Edna Ann McKee Camp.

The Speaker announced that he had referred Senate Joint Resolution No. 612 to the Committee on Calendar.

**Senate Resolution No. 76** -- Memorials, Interns -- Katie Hawkins.

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The Speaker announced that he had referred Senate Resolution No. 76 to the Committee on Calendar.

**Senate Resolution No. 77** -- Memorials, Personal Occasion -- Mancel Kirk, 95th Birthday.

The Speaker announced that he had referred Senate Resolution No. 77 to the Committee on Calendar.

**Senate Resolution No. 78** -- Memorials, Academic Achievement -- Sevon Alexander, Valedictorian, Pathways in Education.

The Speaker announced that he had referred Senate Resolution No. 78 to the Committee on Calendar.

**Senate Resolution No. 79** -- Memorials, Academic Achievement -- Nathanael Orick, Salutatorian, Pathways in Education.

The Speaker announced that he had referred Senate Resolution No. 79 to the Committee on Calendar.

**Senate Resolution No. 80** -- Memorials, Interns -- Meghan Hickok.

The Speaker announced that he had referred Senate Resolution No. 80 to the Committee on Calendar.

### **MOTION**

Senator Jackson moved that Rule 19 and Rule 38 be suspended for the purpose of making and considering Consent Calendar No. 1 consisting of the following bills: **Senate Joint Resolutions Nos. 583, 584, 585, 586, 587, 589, 590, 591, 592, 593, 594, 595 and 596; Senate Resolutions Nos. 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72 and 73; and House Joint Resolutions Nos. 587, 589 and 613**, which motion prevailed.

### **CONSENT CALENDAR NO. 1**

**Senate Joint Resolution No. 583** -- Memorials, Academic Achievement -- Nathanael Huling Rowley, Valedictorian, Christian Community Schools.

**Senate Joint Resolution No. 584** -- Memorials, Academic Achievement -- Catherine Delanee Belcher, Salutatorian, Christian Community Schools.

**Senate Joint Resolution No. 585** -- Memorials, Academic Achievement -- Jessica Street, Valedictorian, United Christian Academy.

**Senate Joint Resolution No. 586** -- Memorials, Academic Achievement -- Nathan Roach, Salutatorian, United Christian Academy.

**Senate Joint Resolution No. 587** -- Memorials, Academic Achievement -- Michael Austin Gable, Valedictorian, Christian Community Schools.

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**Senate Joint Resolution No. 589** -- Memorials, Recognition -- Frank P. "Rusty" Cantwell, Jr., Ageless Hall of Fame.

**Senate Joint Resolution No. 590** -- Memorials, Recognition -- Emma Ruth Catlett, Ageless Hall of Fame.

**Senate Joint Resolution No. 591** -- Memorials, Recognition -- Carolyn "Cookie" Ramsey, Ageless Hall of Fame.

**Senate Joint Resolution No. 592** -- Memorials, Retirement -- Dr. Kitty Shanks Pruett.

**Senate Joint Resolution No. 593** -- Memorials, Interns -- Summer Rodriguez.

**Senate Joint Resolution No. 594** -- Memorials, Academic Achievement -- Annabeth Rose Hatcher, Valedictorian, South Haven Christian School.

**Senate Joint Resolution No. 595** -- Memorials, Academic Achievement -- Hannah Cheyenne Randolph, Salutatorian, South Haven Christian School.

**Senate Joint Resolution No. 596** -- Memorials, Academic Achievement -- Yuliana Nikisheva, Valedictorian, South Haven Christian School.

**Senate Resolution No. 55** -- Memorials, Academic Achievement -- Jala Merriweather, Valedictorian, Hamilton High School.

**Senate Resolution No. 56** -- Memorials, Academic Achievement -- Carmen Reaves, Salutatorian, Whitehaven High School.

**Senate Resolution No. 57** -- Memorials, Academic Achievement -- Katilynn Webb, Valedictorian, Whitehaven High School.

**Senate Resolution No. 58** -- Memorials, Academic Achievement -- LaDarryl V. Winsley II, Valedictorian, Westwood High School.

**Senate Resolution No. 59** -- Memorials, Academic Achievement -- Kayla M. Boyd, Salutatorian, Westwood High School.

**Senate Resolution No. 60** -- Memorials, Academic Achievement -- Dean Karash, Salutatorian, Millington Central High School.

**Senate Resolution No. 61** -- Memorials, Academic Achievement -- Rockwell Karash, Valedictorian, Millington Central High School.

**Senate Resolution No. 62** -- Memorials, Academic Achievement -- Jerquindal Kelly, Valedictorian, Memphis Academy of Science and Engineering.

**Senate Resolution No. 63** -- Memorials, Academic Achievement -- Allison Henry, Salutatorian, Memphis Academy of Science and Engineering.

**Senate Resolution No. 64** -- Memorials, Academic Achievement -- Alencia Lauren Hall, Valedictorian, Central High School.



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**Senate Resolution No. 65** -- Memorials, Academic Achievement -- Galen Aubrey Hicks, Salutatorian, Central High School.

**Senate Resolution No. 66** -- Memorials, Academic Achievement -- Diamond Douglas, Salutatorian, Fairley High School.

**Senate Resolution No. 67** -- Memorials, Academic Achievement -- Kyle Beasley Hancock, Valedictorian, Middle College High School at Christian Brothers University.

**Senate Resolution No. 68** -- Memorials, Academic Achievement -- Amy Kyle, Salutatorian, Middle College High School at Christian Brothers University.

**Senate Resolution No. 69** -- Memorials, Academic Achievement -- Alesha Griggs, Salutatorian, Hillcrest High School.

**Senate Resolution No. 70** -- Memorials, Academic Achievement -- Jade Rayford, Valedictorian, Hillcrest High School.

**Senate Resolution No. 71** -- Memorials, Academic Achievement -- Angelayah Washington, Salutatorian, Hamilton High School.

**Senate Resolution No. 72** -- Memorials, Academic Achievement -- DeNesia Watkins, Valedictorian, Fairley High School.

**Senate Resolution No. 73** -- Memorials, Interns -- Cole Brown.

**House Joint Resolution No. 587** -- Memorials, Professional Achievement -- AHC McNairy County, 2018 Silver Achievement in Quality Award.

**House Joint Resolution No. 589** -- Memorials, Recognition -- Collinwood American Legion Post 254 Funeral Honors Team.

**House Joint Resolution No. 613** -- Memorials, Government Officials -- Designates House Seat 34 in the House Chamber of the State Capitol as the "Charles Sargent Memorial".

Senator Jackson moved that all Senate Joint Resolutions and Senate Resolutions be adopted; and all House Joint Resolutions be concurred in, which motion prevailed by the following vote:

Ayes . . . . . 28  
Noes . . . . . 0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, White, Yager and Mr. Speaker McNally--28.

A motion to reconsider was tabled.

CALENDAR

Senator Kelsey moved that **Senate Bill No. 16** be moved ten places down on the Calendar for today, which motion prevailed.

Senator Robinson moved that **Senate Bill No. 63** be moved twelve places down on the Calendar for today, which motion prevailed.

**Senate Bill No. 173** -- Traffic Safety -- As introduced, expands the current offense for talking on handheld devices while driving within marked school zones to talking on such devices on any road, highway, or street. Amends TCA Title 55, Chapter 10 and Title 55, Chapter 8.

On motion, Senate Bill No. 173 was made to conform with **House Bill No. 164**.

On motion, House Bill No. 164, on same subject, was substituted for Senate Bill No. 173.

On motion of Senator Massey, Amendment No. 1 was withdrawn.

Senator Niceley moved that Amendment No. 2 be placed behind Amendment No. 3, which motion prevailed.

Senator Niceley moved to amend as follows:

**AMENDMENT NO. 3**

AMEND by deleting subsection (e) in Section 1 and substituting instead the following:

(e) A traffic citation that is based solely upon a violation of this section is a nonmoving traffic violation and no points shall be added to a driver record for the violation.

AND FURTHER AMEND by deleting the following from subdivision (c)(1) of Section 1:

Any person violating this section is subject to the imposition of court costs not to exceed ten dollars (\$10.00), including, but not limited to, any statutory fees of officers.

and substituting instead the following:

No court costs shall be imposed or assessed against any person violating this section.

Senator Swann moved that Amendment No. 3 go to the table, which motion prevailed by the following vote:

Ayes . . . . . 19  
Noes . . . . . 12

Senators voting aye were: Akbari, Bowling, Briggs, Dickerson, Gilmore, Haile, Jackson, Johnson, Kelsey, Massey, Powers, Roberts, Robinson, Rose, Swann, Watson, Yager, Yarbrow and Mr. Speaker McNally--19.

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Senators voting no were: Bailey, Bell, Crowe, Gardenhire, Gresham, Hensley, Niceley, Pody, Reeves, Southerland, Stevens and White--12.

On motion of Senator Niceley, Amendment No. 2 was withdrawn.

Thereupon, **House Bill No. 164** passed its third and final consideration by the following vote:

Ayes . . . . .	23
Noes . . . . .	7
Present, not voting . . .	1

Senators voting aye were: Akbari, Bowling, Briggs, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Jackson, Johnson, Kelsey, Kyle, Massey, Powers, Reeves, Roberts, Robinson, Rose, Swann, Watson, Yager, Yarbrow and Mr. Speaker McNally--23.

Senators voting no were: Bell, Hensley, Niceley, Pody, Southerland, Stevens and White--7.

Senator present and not voting was: Crowe--1.

A motion to reconsider was tabled.

**Senate Bill No. 205** -- School Transportation -- As introduced, permits LEAs to install cameras on school buses to record vehicles that unlawfully pass a stopped school bus; allows evidence to be reviewed by law enforcement officers only after evidence is submitted to an LEA by a school bus driver; establishes citations for first and subsequent offenses. Amends TCA Title 49, Chapter 6, Part 21 and Title 55, Chapter 8.

Senator Yarbrow declared Rule 13 on **Senate Bill No. 205**.

On motion, Senate Bill No. 205 was made to conform with **House Bill No. 268**.

On motion, House Bill No. 268, on same subject, was substituted for Senate Bill No. 205.

On motion of Senator Gresham, Amendment No. 1 was withdrawn.

Senator Briggs moved that **House Bill No. 268** be placed on the afternoon Calendar, which motion prevailed.

Mr. Speaker McNally moved that **Senate Bill No. 250** be placed on the Calendar for Wednesday, May 1, 2019, which motion prevailed.

**Senate Bill No. 265** -- Criminal Offenses -- As introduced, creates a Class D felony offense for any person who knowingly uses a communication or electronic device to obtain information from an elderly adult concerning the elderly adult's medical condition or health, sends unsolicited or specifically refused medical supplies to the elderly adult, and files a claim or submits a bill with the state Medicare plan for reimbursement. Amends TCA Title 39, Chapter 15, Part 5 and Title 71.

On motion, Senate Bill No. 265 was made to conform with **House Bill No. 257**.

On motion, House Bill No. 257, on same subject, was substituted for Senate Bill No. 265.

Senator Bell moved to amend as follows:

**AMENDMENT NO. 1**

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 39, Chapter 15, Part 5, is amended by adding the following as a new section:

(a) A person or an entity commits an offense if the person or entity knowingly:

(1) Uses a telephone or other communication or electronic device to obtain information concerning the medical condition or health of an elderly adult;

(2) Sends, or causes to be sent, medical supplies, medical equipment, or medicine to the elderly adult and the items sent are unsolicited or specifically refused; and

(3) Files a claim or submits a bill with the state medicaid plan for reimbursement of the value of the equipment, supplies, or medicine sent to the elderly adult.

(b) Any person who violates this section shall be punished as provided in § 71-5-2601(a)(4).

SECTION 2. This act shall take effect July 1, 2019, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **House Bill No. 257**, as amended, passed its third and final consideration by the following vote:

Ayes .....	30
Noes .....	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kyle, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Watson, White, Yager, Yarbro and Mr. Speaker McNally--30.

A motion to reconsider was tabled.

**Senate Bill No. 302** -- Wine & Wineries -- As introduced, creates the Tennessee wine and grape board; establishes the powers and duties of the board; creates the wine and grape fund; provides for the funding of the fund and the manner in which such funds may be used by the board. Amends TCA Title 4; Title 43; Title 57 and Title 67.

On motion, Senate Bill No. 302 was made to conform with **House Bill No. 1075**.

On motion, House Bill No. 1075, on same subject, was substituted for Senate Bill No. 302.

On motion of Senator Roberts, Amendment No. 1 was withdrawn.

Senator Watson moved to amend as follows:

**AMENDMENT NO. 2**

AMEND by deleting all the language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 4-29-240(a), is amended by deleting subdivision (56).

SECTION 2. Tennessee Code Annotated, Title 43, is amended by deleting chapter 30.

SECTION 3. Tennessee Code Annotated, Title 57, Chapter 3, is amended by adding the following new part:

**57-3-1101.**

(a) The Tennessee wine and grape board is hereby created, referred to in this part as the "board", for the purpose of supporting the growth of the wine industry in this state.

(b) For administrative purposes only, the board is attached to the department of agriculture.

(c) The board is composed of seven (7) members, as follows:

(1) The commissioner of agriculture, or the commissioner's designee;

(2) The commissioner of tourism, or the commissioner's designee;

(3) A Tennessee wine producer, appointed by the governor;

(4) A Tennessee grape or fruit producer, appointed by the governor;

(5) A person in higher education with a background in fermentation or viticulture, appointed by the governor; and

(6) Two (2) members who are involved, with respect to the wine industry in this state, in production, marketing, sales, journalism, or education, appointed by the governor.

(d) Members appointed under subdivisions (c)(3)-(6) serve at the pleasure of the governor.

(e) The members of the board shall receive no compensation for their service on the board, nor are the members entitled to per diem or travel expenses for the purposes of carrying out their duties under this part.

(f) The commissioner of agriculture shall call the first meeting of the board. The board shall elect its chair and other officers at the first meeting of the board and annually thereafter.

(g) For the initial appointments of members under subdivisions (c)(3)-(6), the governor shall appoint two (2) members to four-year terms, two (2) members to three-year terms, and one (1) member to a two-year term.

(h) After the initial appointments, each appointed member shall serve a term of four (4) years. Vacancies on the board must be filled in the same manner as the initial appointment.

(i) For purposes of conducting official business of the board, a quorum consists of no less than four (4) members.

(j) The board shall issue an annual report on the wine industry and viticulture in this state and on current and future activities of the board, and shall submit the report to the governor, the commissioner of finance and administration, the chair of the agriculture and natural resources committee of the house of representatives, and the chair of the energy, agriculture and natural resources committee of the senate.

**57-3-1102.**

(a) Money appropriated for use by the board must be used to:

(1) Increase the number of wineries in this state;

(2) Improve the quality of wine produced by wineries in this state;

(3) Promote the wine industry and viticulture in this state; and

(4) Implement and maintain a wholesaler rebate program for Tennessee wineries.

(b) The board has the authority to receive gifts, donations, grants, and funds to promote its activities and support ongoing programs. Any funds raised by the board must be used in accordance with this part.

(c) Any funds received by the board shall be held by the department and accounted for separately for such use.

(d) The office of the comptroller of the treasury may audit the board as it deems necessary.

**57-3-1103.**

The board may promulgate rules for the purpose of carrying out this part.

SECTION 4. Tennessee Code Annotated, Section 4-29-242(a), is amended by inserting the following as a new subdivision:

( ) Tennessee wine and grape board, created by § 57-3-1101;

SECTION 5. This act shall take effect July 1, 2019, the public welfare requiring it.

On motion, Amendment No. 2 was adopted.

Thereupon, **House Bill No. 1075**, as amended, passed its third and final consideration by the following vote:

Ayes .....	26
Noes .....	0

Senators voting aye were: Akbari, Bailey, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Jackson, Johnson, Kyle, Massey, Niceley, Pody, Powers, Roberts, Robinson, Rose, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--26.

A motion to reconsider was tabled.

Mr. Speaker McNally moved that **Senate Bill No. 308** be placed on the Calendar for Wednesday, May 1, 2019, which motion prevailed.

**Senate Bill No. 326** -- Children -- As introduced, revises various provisions related to stepparent visitation. Amends TCA Title 36.

On motion, Senate Bill No. 326 was made to conform with **House Bill No. 674**.

On motion, House Bill No. 674, on same subject, was substituted for Senate Bill No. 326.

On motion of Senator Bell, Amendment No. 1 was withdrawn.

**MR. SPEAKER MCNALLY RELINQUISHES CHAIR**

Mr. Speaker McNally relinquished the Chair to Senator Massey.

Thereupon, **House Bill No. 674** passed its third and final consideration by the following vote:

Ayes .....	24
Noes .....	6

Senators voting aye were: Bailey, Bowling, Briggs, Crowe, Dickerson, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kyle, Massey, Niceley, Pody, Powers, Reeves, Roberts, Rose, Southerland, Swann, Watson, White and Yager--24.

Senators voting no were: Akbari, Bell, Gardenhire, Robinson, Stevens and Yarbro--6.

A motion to reconsider was tabled.

**SPEAKER RESUMES CHAIR**

Mr. Speaker McNally resumed the Chair.

Senator Stevens moved that **Senate Bill No. 403** be placed on the afternoon Calendar, which motion prevailed.

**Senate Bill No. 425** -- Sexual Offenders -- As introduced, extends the residential, work, and treatment restrictions on sexual offenders whose victims are minors from 1,000 feet to 2,000 feet from certain places where children are frequently present; prohibits a sexual offender from conducting overnight visit at a residence in which a minor resides or is present. Amends TCA Title 40, Chapter 39.

Senator Bell moved to amend as follows:

**AMENDMENT NO. 1**

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 40-39-211(c), is amended by deleting the subsection and substituting instead the following:

(c) While mandated to comply with the requirements of this part, no sexual offender or violent sexual offender, whose victim was a minor, shall knowingly reside or conduct an overnight visit at a residence in which a minor resides or is present. Notwithstanding this subsection (c), the offender may reside, conduct an overnight visit, or be alone with a minor if the offender is the parent of the minor, unless one (1) of the following conditions applies:

(1) The offender's parental rights have been or are in the process of being terminated as provided by law;

(2) Any minor or adult child of the offender was a victim of a sexual offense or violent sexual offense committed by the offender; or

(3) The offender has been convicted of a sexual offense or violent sexual offense the victim of which was a child under twelve (12) years of age.

SECTION 2. This act shall take effect July 1, 2019, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 425**, as amended, passed its third and final consideration by the following vote:

Ayes ..... 29  
Noes ..... 0



**TUESDAY, APRIL 30, 2019 -- 33RD LEGISLATIVE DAY**

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kyle, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Southerland, Swann, Watson, White, Yager, Yarbro and Mr. Speaker McNally--29.

A motion to reconsider was tabled.

**Senate Bill No. 16** -- Gambling -- As introduced, authorizes sports betting in this state only in jurisdictions that approve sports betting by local option election; imposes a 10 percent tax on gaming revenue; distributes 40 percent of the tax to the general fund for general appropriations, 30 percent to Tennessee colleges of applied technologies and community colleges for equipment and capital projects, and 30 percent to local governments for education and infrastructure; establishes the Tennessee gaming commission to regulate sports betting; authorizes the commission to collaborate with the Tennessee bureau of investigation for purposes of enforcement. Amends TCA Title 4; Title 14; Title 38; Title 39, Chapter 17, Part 5; Title 47, Chapter 18; Title 49 and Title 67.

On motion, Senate Bill No. 16 was made to conform with **House Bill No. 1**.

On motion, House Bill No. 1, on same subject, was substituted for Senate Bill No. 16.

On motion of Senator Roberts, Amendment No. 1 was withdrawn.

Senator Dickerson moved to amend as follows:

**AMENDMENT NO. 2**

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated is amended by adding the following new part:

**4-51-301. Short title.**

This part shall be known and may be cited as the "Tennessee Sports Gaming Act."

**4-51-302. Part definitions.**

As used in this part, unless the context otherwise requires:

(1) "Adjusted gross income" means the total of all money paid to a licensee as bets minus the total amount paid out to winning bettors over a specified period of time, which includes the cash equivalent of any merchandise or thing of value awarded as a prize;

(2) "Bettor" means a person who is:

(A) Twenty-one (21) years of age or older;

(B) Physically present in this state when placing a wager with a licensee; and

(C) Not prohibited from placing a wager under § 4-51-312;

(3) "Bond" means a bond held in escrow for the purpose of maintaining adequate reserves to account for losses suffered by a licensee and owed to bettors;

(4) "Cheating" means improving the chances of winning or of altering the outcome by deception, interference, or manipulation of a sporting event or of any equipment, including software pertaining to or used in relation to the equipment, used for or in connection with the sporting event on which wagers are placed or are invited, including attempts and conspiracy to cheat;

(5) "Collegiate" means belonging to, or involving, a public or private institution of higher education;

(6) "Collegiate sporting event" means a sporting or athletics event involving a sports or athletics team of a public or private institution of higher education;

(7) "Council" means the Tennessee education lottery corporation sports wagering advisory council;

(8) "E-sport" means any multiplayer video game played competitively for spectators, either in-person or via remote connection, in which success principally depends upon the superior knowledge, training, experience, and adroitness of the players;

(9) "Fixed-odds betting" means bets made at pre-determined odds or on the spread where the return to the bettor is unaffected by any later change in odds or the spread;

(10) "Future bet" means a wager made on the occurrence of an event in the future relating to a sporting event;

(11) "Interactive sports wagering" means placing a wager on a sporting event via the internet, a mobile device, or other telecommunications platform;

(12) "License" means a license to accept wagers from bettors on sporting events issued under § 4-51-317;

(13) "Licensee" means a person who holds a license issued under § 4-51-317;

(14) "Live betting" means a type of wager that is placed after the sporting event being wagered on has commenced and whose odds on events occurring are adjusted in real time;

(15) "Minor" means a person who is less than twenty-one (21) years of age;

(16) "Money line" means the fixed odds in relation to a dollar amount that a team or person participating in a sporting event will win outright, regardless of the spread;

(17) "Official league data" means statistics, results, outcomes, and other data related to a sporting event obtained pursuant to an agreement with the relevant governing body of a sport or sports league, organization, or association whose corporate headquarters are based in the United States, or an entity expressly authorized by such governing body to provide such information to licensees for purposes of live betting;

(18) "Online sports wagering platform" means the combination of hardware, software, and data networks used to manage, administer, or control sports wagering and any associated wagers accessible by any electronic means, including mobile applications and Internet websites accessed via a mobile device or computer;

(19) "Pari-mutuel betting" means a type of bet in which all wagers on a particular occurrence are pooled and winnings are paid in accordance with the size of the pool and the number of winners;

(20) "Parlay bet" means a single wager that incorporates two (2) or more individual bets for purposes of earning a higher payout if each bet incorporated within the wager wins;

(21) "Professional sports team" means a major or minor league professional baseball, football, basketball, soccer, or hockey franchise, or a professional motor sport;

(22) "Proposition bet" means a wager made regarding the occurrence or non-occurrence during a sporting event of an event that does not directly affect the final outcome of the sporting event;

(23) "Sporting event" means any professional sporting or athletic event, including motorsports and e-sports, any collegiate sporting or athletic event, or any Olympic sporting or athletic event sanctioned by a national or international organization or association. "Sporting event" does not include horse racing;

(24) "Sports governing body" means the organization, league, or association that oversees a sport and prescribes final rules and enforces codes of conduct with respect to such sport and participants therein;

(25) "Spread" means the predicted scoring differential between two (2) persons or teams engaged in a sporting event;

(26) "Supervisory employee" means a principal or employee having the authority to act on behalf of a licensee or whose judgment is being relied upon to manage and advance the business operations of a licensee;

(27) "Vendor" means a contractor, subcontractor, or independent contractor hired, or contracted with, by the corporation or a licensee for the purpose of facilitating the business of the corporation or licensee under this part. "Vendor" does not include a lottery system vendor as that term is used under part 1 of this chapter; and

(28) "Wager" or "bet" means a sum of money that is risked by a bettor on the unknown outcome of one (1) or more sporting events, including, but not limited to, the form of fixed-odds betting, a future bet, live betting, a money line bet, pari-mutuel betting, parlay bet, pools, proposition bet, spread bet, or in any other form or manner as authorized by rule of the board.

**4-51-303. Restrictions on and regulation of licenses.**

A person issued a license to offer interactive sports wagering under this part is subject to all provisions of this part relating to licensure, regulation, and civil and criminal penalties.

**4-51-304. Taxes – Collection – Disposition of taxes.**

(a) It is a taxable privilege to offer sports wagering in this state under a license issued in accordance with this part. Notwithstanding any state law to the contrary, a licensee shall only pay a privilege tax on its adjusted gross income in accordance with this section.

(b) There is imposed upon the adjusted gross income of a licensee a privilege tax of twenty percent (20%).

(c) The tax imposed under this section must be paid monthly by a licensee based on its monthly adjusted gross income for the immediately preceding calendar month. The tax must be paid to the corporation in accordance with rules promulgated by the corporation.

(d) For the purpose of enforcing this part and ascertaining the amount of tax due under this section, the corporation may competitively procure the services of a vendor to provide a central accounting and reporting system, to ascertain all bets wagered minus the total amount paid out to winning bettors daily, and such other information as the corporation may require. All licensees shall utilize such central accounting and reporting system.

(e)(1) Eighty percent (80%) of the privilege tax collected under this section must be distributed by the corporation to the state treasurer for deposit into the lottery for education account created under § 4-51-111. Funds deposited under this subdivision (e)(1) must be accounted for separately by the corporation from funds collected by the corporation for the lottery. Section 4-51-111 is otherwise inapplicable to taxes collected and deposited under this subdivision (e)(1).

(2) Notwithstanding § 4-51-111, fifteen percent (15%) of the privilege tax collected under this section must be distributed by the corporation quarterly to the state treasurer for deposit into the general

fund, to be remitted quarterly to each local government in this state on a per capita basis, as determined by population based on the last federal census. For purposes of calculating the allocation, the population of counties excludes the population of each municipality within the boundaries of the county. Funds remitted to a local government under this subdivision (e)(2) must be allocated to the county or city general fund, as applicable, to be used for local infrastructure projects, including, without limitation, transportation and road projects and public buildings.

(3) Notwithstanding § 4-51-111, five percent (5%) of the privilege tax collected under this section must be distributed by the corporation to the state treasurer and allocated to the department of mental health and substance abuse services to use in the manner prescribed by § 4-51-319(c).

**4-51-305. Lottery corporation sports wagering advisory council – Creation – Membership – Terms.**

(a) There is created a lottery corporation sports wagering advisory council to assist the corporation with sports wagering activities.

(b) The council is composed of nine (9) members appointed as follows:

(1) Three (3) by the governor, with one (1) member from each grand division of this state;

(2) Three (3) by the speaker of the senate, with one (1) member from each grand division of this state; and

(3) Three (3) by the speaker of the house of representatives, with one (1) member from each grand division of this state.

(c) Prior to the appointment of a person to the council, the appointing authority shall submit the name of the potential member to the Tennessee bureau of investigation. The bureau shall conduct a criminal records check on all such persons pursuant to § 38-6-109. The bureau may contract with any other law enforcement agency to assist in such investigation. Such potential member shall supply a set of fingerprints upon request and in the manner requested by the investigating entity.

(d) The term of each member begins on July 1. For purposes of staggering the terms of the council, each appointing authority shall appoint one (1) member to a term of four (4) years, one (1) member to a term of three (3) years, and one (1) member to a term of (2) years.

(e) After the initial terms, council members serve terms of four (4) years.

(f) Notwithstanding subsection (e), at the end of the member's term, the member shall continue to serve until a replacement is appointed by the appropriate appointing authority.

(g)(1) Each member of the council must:

(A) Be a citizen of the United States;

(B) Be, and remain, a resident of this state; and

(C) Possess and demonstrate honesty, integrity, and good character.

(2) A person is not eligible for appointment to the council if the person:

(A) Holds any elective office in state government;

(B) Is an officer or official of any political party;

(C) Has a direct pecuniary interest in the sports wagering or gaming industry;

(D) Has been convicted of a felony;

(E) Has been convicted of a misdemeanor involving gambling, theft, computer-related offenses, forgery, perjury, dishonesty, or unlawfully selling or providing a product or substance to a minor;

(F) Has been convicted of any violation under this chapter; or

(G) Has been convicted of any offense in a federal court, military court, or court of another state, territory, or jurisdiction that under the laws of this state would disqualify such person pursuant to subdivisions (g)(2)(D)-(F).

(h) In making appointments to the council, the appointing authorities shall strive to ensure that the council membership is diverse in educational background, ethnicity, race, gender, and geographic residency and has experience in:

(1) The sports industry;

(2) Accounting; and

(3) Law enforcement.

(i) A vacancy on the council must be filled for the balance of the unexpired term in the same manner as the original appointment.

(j) Five (5) members of the council constitute a quorum for the purposes of voting and conducting the business of the council.

(k) The council shall elect a chair from among its membership. The chair shall serve in that capacity for one (1) year and is eligible for reelection. The chair shall preside at all meetings and shall have all the powers and privileges of other members.

(l) The council shall meet not less than quarterly, and may hold additional regular and special meetings at the call of the board.

(m) The members must be reimbursed for per diem and travel expenses in accordance with the comprehensive travel regulations as promulgated by the department of finance and administration and approved by the attorney general and reporter.

(n) The council shall:

(1) Advise the board of best practices with respect to sports wagering;

(2) Provide administrative and technical assistance to the corporation with respect to sports wagering; and

(3) Carry out any other duties of the council as prescribed by the board or this part.

**4-51-306. Powers and duties of corporation and board – Adoption of rules.**

(a) The corporation and board shall enforce this part and supervise compliance with laws and rules relating to the regulation and control of wagering on sporting events in this state.

(b) The board shall promulgate rules in accordance with this part. Rules of the board promulgated under this part must be adopted, amended, or repealed in the same manner as the board adopts, amends, and repeals bylaws and regulations of the board for purposes of regulating the corporation's affairs and the conduct of corporate business.

**4-51-307. Removal of member.**

A member of the council may be removed from the council by the appointing authority if, in the opinion of the appointing authority, the member has committed misfeasance or malfeasance in office or neglect of duty.

**4-51-308. Reports of board.**

(a) The board shall prepare and submit an annual report to the governor, the speaker of the senate, and the speaker of the house of representatives containing the following information:

(1) The number of active licensees;

(2) The aggregate gross and net revenue of all licensees; and

(3) The financial impact on this state and local governments as the result of the sports wagering industry in this state.

(b) The report prepared under subsection (a) must be submitted not later than September 30 of each year. A report submitted under subsection (a) may be submitted electronically.

**4-51-309. Requirements for escrow account, insurance, and cash-on-hand.**

(a) The board shall prescribe by rule:

(1) The amount of a bond in escrow and the amount of cash that must be kept on hand to ensure that there exists adequate reserves to pay off bettors; and

(2) Any insurance requirements for a licensee.

(b) The licensee may maintain the bond at any bank lawfully operating in this state, and the licensee must be the beneficiary of any interest accrued thereon.

**4-51-310. Financial practices, audits of licensees, and post-employment restrictions.**

The board shall prescribe by rule:

(1) Minimum requirements by which each licensee must exercise effective control over its internal fiscal affairs, including, without limitation, requirements for:

(A) Safeguarding assets and revenues, including evidence of indebtedness;

(B) Maintenance of reliable records relating to accounts, transactions, profits and losses, operations, and events; and

(C) Global risk management;

(2) Requirements for internal and independent audits of licensees;

(3) The manner in which periodic financial reports must be submitted to the board from each licensee, including the financial information to be included in the reports;

(4) The type of information deemed to be confidential financial or proprietary information that is not subject to any reporting requirements under this part;



(5) Policies, procedures, and processes designed to mitigate the risk of cheating and money laundering; and

(6) Any post-employment restrictions necessary to maintain the integrity of sports wagering in this state.

**4-51-311. Persons authorized to engage in sports wagering.**

(a) Except for those persons ineligible to place bets under § 4-51-312, a person who is twenty-one (21) years of age or older and who is physically located in this state may place a wager in the manner authorized by law.

(b) A licensee shall ensure that all wagers accepted in this state are from qualified bettors and in accordance with this part.

**4-51-312. Persons ineligible to place a bet or wager.**

(a) The following persons or categories of persons shall not, directly or indirectly, wager or bet on a sporting event in this state:

(1) Any member, officer, or employee of the council, board, or corporation;

(2) With respect to a licensee, any principal owner, partner, member of the board of directors, officer, or supervisory employee;

(3) With respect to a vendor of a licensee, any principal owner, partner, member of the board of directors, officer, or supervisory employee;

(4) Any contractor, subcontractor, or consultant, or officer or employee of a contractor, subcontractor, or consultant, of a licensee, if the person is directly involved in the licensee's operation of sports wagering or the processing of sports wagering claims or payments through the licensee's online sports wagering platform;

(5) Any person subject to a contract with the board if the contract contains a provision prohibiting the person from participating in sports wagering;

(6) Any person with access to information that is known exclusively to a person who is prohibited from placing a wager in this state under this section;

(7) Any amateur or Olympic athlete if the wager is based on the sport or athletic event in which the athlete participates and that is overseen by the athlete's sports governing body;

(8) Any professional athlete if the wager is based on any sport or athletic event overseen by the athlete's sports governing body;

(9) Any owner or employee of a team, player, umpire or sports union personnel, or employee, referee, coach, or official of a sports governing body, if the wager is based on a sporting event overseen by the person's sports governing body;

(10) Any trustee or regent of a governing board of a public or private institution of higher education;

(11) Any member of an advisory board established under title 49, chapter 9, part 5;

(12) Any person prohibited by the rules of a governing body of a collegiate sports team, league, or association from participating in sports wagering activities;

(13) With respect to a student or an employee of a public or private institution of higher education, any person who has access to material non-public information concerning a student athlete or team, and the information is relevant to the outcome of a sporting event; provided, that the person is only prohibited from using the information to place a wager on a collegiate sporting event; and

(14) Any person having the ability to directly affect the outcome of a sporting event.

(b) The board may prescribe by rule additional categories of persons who are prohibited from placing a wager in this state.

(c) The corporation shall maintain a confidential registry of persons and categories of persons who are ineligible to place a wager in this state and shall provide the registry to each licensee in this state. The corporation shall provide each updated registry to the licensees as soon as practicable. Each licensee shall maintain the registry provided by the corporation confidentially.

(d) A violation of subsection (a) is:

(1) For a first offense, a Class C misdemeanor;

(2) For a second offense, a Class B misdemeanor; and

(3) For a third or subsequent offense, a Class A misdemeanor.

(e) As used in this section, "material non-public information" has the same meaning as defined in § 4-51-330(d).

**4-51-313. Wagers as contracts.**

Notwithstanding § 29-19-101, each wager placed in accordance with this part is deemed to be an enforceable contract.

**4-51-314. Wagers prohibited.**

(a)(1) The board shall, by rule, prohibit wagering on:

(A) Injuries, penalties, and other types or forms of wagering under this part that are contrary to public policy, unfair to consumers, or deemed to violate Article XI, Section 5 of the Constitution of Tennessee; and

(B) Individual actions, events, statistics, occurrences, or non-occurrences to be determined during a collegiate sporting event, including, without limitation, in-game proposition bets on the performance or non-performance of a team or individual participant during a collegiate sporting event.

(2) A licensee may only offer parlay and proposition bets of the type or category as prescribed by rule of the board. The board shall prescribe by rule the types and categories of parlay and proposition bets that may be offered in this state, if any.

(b)(1) A licensee, professional sports team, league, or association, or institution of higher education may submit to the council in writing a request to prohibit a type or form of wagering, or to prohibit a category of persons from wagering, if the licensee, team, league, association, or institution believes that such wagering by type, form, or category is contrary to public policy, unfair to consumers, or affects the integrity of a particular sport or the sports betting industry.

(2) The council shall, upon a demonstration of good cause from the requestor, recommend to the board that the request be granted, and the board shall promulgate an emergency rule granting the request. The council shall respond to a request pursuant to this subsection (b) concerning a particular event before the start of the event, or if it is not feasible to respond before the start of the event, as soon as practicable.

**4-51-315. Integrity of sports wagering – Public interest.**

(a) The board, council, licensees, and vendors shall cooperate with investigations conducted by sports governing bodies and law enforcement agencies, including, but not limited to, providing or facilitating the provision of account-level betting information and data files relating to persons placing wagers.

(b) Licensees shall, as soon as practicable, report to the board any information relating to:

(1) Criminal or disciplinary proceedings commenced against the licensee in connection with its operations;

(2) Abnormal betting activity or patterns that may indicate a concern with the integrity of a sporting event;

(3) Any potential breach of a sports governing body's internal rules and codes of conduct pertaining to sports wagering;

(4) Conduct that corrupts the betting outcome of a sporting event for purposes of financial gain, including match fixing; and

(5) Suspicious or illegal wagering activities, including cheating, the use of funds derived from illegal activity, wagers to conceal or launder funds derived from illegal activity, using agents to place wagers, and using false identification.

(c) Licensees shall also, as soon as practicable, report information relating to conduct described in subdivisions (b)(2)-(4) to the relevant sports governing body.

(d) At the request of the board and only for intermittent periods, licensees shall share with the board, in real time and at the account level, information regarding a bettor, amount and type of bet, the time the bet was placed, the location of the bet, including the internet protocol address if applicable, the outcome of the bet, and records of abnormal betting activity. Information shared under this subsection (d) must be submitted in the form and manner as required by rule of the board.

(e) If a sports governing body has notified the board that real-time information sharing for wagers placed on its sporting events is necessary and desirable, licensees shall share the same information with the sports governing body or its designee with respect to wagers on its sporting events. Such information must be provided in anonymized form and may be used by a sports governing body solely for integrity purposes.

(f) In addition to its specific rulemaking authority under this part, the board may promulgate rules it deems necessary to maintain the integrity of sports wagering in this state and to protect the public interest.

#### **4-51-316. Official league data.**

(a) A licensee shall exclusively use official league data for purposes of live betting.

(b) If a licensee can demonstrate to the board that the governing body of a sport or sports league, organization, or association or other authorized entity cannot provide a feed of official league data for live betting in accordance with commercially reasonable terms, as determined by the board, a licensee may use any data source that is not obtained:

(1) Directly or indirectly from live, authorized sporting event attendees who collect the data in violation of the terms of admittance to the event; or

(2) Through automated computer programs that compile data from the internet in violation of the terms of service of the relevant website or other internet platform.

**4-51-317. Applying for licenses – Fees.**

(a) An applicant for a license shall submit an application on a form, in such manner, and in accordance with such requirements as may be prescribed by rule of the board.

(b) An application for a license must include the following:

(1) The identification of the applicant's principal owners who own five percent (5%) or more of the company, partners, members of its board of directors, and officers;

(2) A national criminal background check for each person identified under subdivision (b)(1) conducted by the Tennessee bureau of investigation or another appropriate law enforcement agency. A set of fingerprints must be supplied upon request and in the manner requested by the investigating agency;

(3) Information, documentation, and assurances as may be required to establish by clear and convincing evidence the applicant's good character, honesty, and integrity. Such information may include, without limitation, information pertaining to family, habits, character, reputation, criminal and arrest records, business activities, financial affairs, and business, professional, and personal associates, covering at least the ten-year period immediately preceding the filing of the application;

(4) Notice and a description of civil judgments obtained against the applicant pertaining to antitrust or security regulation laws of the federal government, of this state or of any other state, jurisdiction, province, or country;

(5) Letters of reference from law enforcement agencies having jurisdiction in the applicant's place of residence and principal place of business. The letters of reference must indicate that such law enforcement agencies do not have any pertinent information concerning the applicant, or if such law enforcement agency does have information pertaining to the applicant, must specify what the information is;

(6) If the applicant has conducted gaming operations in a jurisdiction which permits such activity, letters of reference from the regulatory body that regulates sports wagering that specify the standing of the applicant with the regulatory body; provided, however, that if no such letters are received within sixty (60) days of the request therefor, the applicant may submit a statement under oath that the applicant is or was, during the period such activities were conducted, in good standing with the governing body;

(7) Information, documentation, and assurances concerning financial background and resources as may be required to establish by clear and convincing evidence the financial stability, integrity, and responsibility of the applicant, including, but not limited to, bank references, business and personal income and disbursement schedules, tax returns and other reports filed with governmental agencies, and business and personal accounting and check records and ledgers. Each applicant shall, in writing, authorize the examination of all bank accounts and records as may be deemed necessary by the board. The board may consider any relevant evidence of financial stability. The applicant is presumed to be financially stable if the applicant establishes by clear and convincing evidence that it meets each of the following standards:

(A) The ability to assure the financial integrity of sports wagering operations by the maintenance of a bankroll or equivalent provisions adequate to pay winning wagers to bettors when due. An applicant is presumed to have met this standard if the applicant maintains, on a daily basis, a bankroll and equivalent provisions, in an amount which is at least equal to the average daily minimum bankroll or equivalent provisions, calculated on a monthly basis, for the corresponding month in the previous year;

(B) The ability to meet ongoing operating expenses which are essential to the maintenance of continuous and stable sports wagering operations; and

(C) The ability to pay, as and when due, all state and federal taxes;

(8) Information, documentation, and assurances as may be required to establish by clear and convincing evidence that the applicant has sufficient business ability and gaming experience as to establish the likelihood of the creation and maintenance of a successful, efficient sports wagering operation;

(9) Information, as required by rule of the board, regarding the financial standing of the applicant, including, without limitation, each person or entity that has provided loans or financing to the applicant;

(10) A nonrefundable application fee in the amount of fifty thousand dollars (\$50,000), and an annual licensing fee in the amount of seven hundred fifty thousand dollars (\$750,000); and

(11) Any additional information required by the board by rule.

(c) Upon review of the application, the board shall approve or deny an application for a license not more than ninety (90) days after receipt of an application.

(d) A license issued by the board authorizes the licensee to offer interactive sports wagering in this state.

(e) A licensee may renew its license by submitting an application on a form, in such manner, and in accordance with such requirements as may be prescribed by rule of the board. A licensee shall submit the nonrefundable annual license and application fees prescribed under subdivision (b)(10) with its application for the renewal of its license.

(f) For each application for licensure or renewal of a license that is approved under this section, the amount of the application fee must be credited toward the licensee's annual license fee and the licensee shall remit the balance of the annual fee to the corporation upon approval of a license. The fees collected from licensees under this section must be used by the corporation to pay the actual operating and administrative expenses incurred under this part.

(g) Except as provided in subsection (f), licensing and application fees collected by the board must be distributed to the state treasurer for deposit into the Tennessee Promise scholarship endowment fund created under § 49-4-708(d).

(h) Each person holding a license under this part has a continuing duty to immediately inform the board of any change in status relating to any information that may disqualify the person from holding the license.

**4-51-318. Restrictions on licensees.**

(a) A licensee shall not:

(1) Allow a minor to place a wager;

(2) Offer, accept, or extend credit to a bettor;

(3) Directly advertise or promote sports wagering to minors. The board shall adopt rules specific to the manner in which a licensee may advertise its business operations as authorized by this part;

(4) Offer or accept a wager on any event, outcome, or occurrence other than a sporting event, including, without limitation, a high school sporting event offered, sponsored, or played in connection with a public or private institution that offers education at the secondary level; or

(5) Accept a wager from a person who is on the registry created and maintained by the corporation under § 4-51-312(c).

(b) A violation of this section is:

(1) For a first offense, a Class B misdemeanor; and

(2) For a second or subsequent offense, a Class A misdemeanor.

**4-51-319. Responsible sports wagering.**

(a) Licensees shall allow bettors to restrict themselves from placing wagers with the licensee, including limits on the time spent betting and amounts wagered, and take reasonable steps to prevent those bettors from placing such wagers. At the request of a bettor, a licensee may share the request with the board for the sole purpose of disseminating the request to other licensees.

(b) The board shall promulgate rules that require a licensee to implement responsible sports wagering programs that include comprehensive training on responding to circumstances in which individuals present signs of a gambling addiction.

(c)(1) The department of mental health and substance abuse services shall use the funds distributed to the department under § 4-51-304(e)(3) to develop and establish treatment programs and resources for gambling addiction and compulsive gambling.

(2) The department's programs and resources must focus on the social, emotional, and psychological health of compulsive gamblers and gambling addicts through initial and periodic assessments, counseling and behavioral therapy, self-help and support groups, referrals to medical providers who specialize in gambling addiction and compulsive gambling, and the creation of individualized treatment and support plans.

(3) The department may use a portion of the funds to create a grant program to facilitate access to nonprofit organizations specializing in addiction and compulsive behavior by persons struggling with gambling addiction and compulsive gambling for the purposes of supplementing those services provided directly by the department.

(4) The department shall annually generate a report outlining the activities of the department with respect to funding received under this part for gambling addiction and compulsive gambling, including, without limitation, descriptions of programs, therapies, grants, and other resources made available, the success and outcomes of utilizing such programs, therapies, grant programs, and resources, the number of persons treated, the number of persons who complete programs and therapies, and the rate of recidivism, if known. The department shall file the annual report with the governor, the speaker of the senate, and the speaker of the house of representatives, and shall publish the report on its website, no later than January 1 of each year.

**4-51-320. Persons prohibited from obtaining licenses.**

The following persons shall not apply for or obtain a license:



- (1) A member or employee of the council, board, or corporation;
- (2) An employee of any professional sports team;
- (3) A coach of, or player for, a collegiate or professional sports team;
- (4) A person who is a member or employee of any governing body of a sports team, league, or association;
- (5) A person who has been convicted of a crime as specified in rules promulgated by the board;
- (6) A person having the ability to directly affect the outcome of a sporting event; and
- (7) Any other category of persons, established by rule of the board, that if licensed, would affect the integrity of sports wagering in this state.

**4-51-321. Transfer of licenses.**

The board may adopt rules prescribing the manner in which a license may be transferred.

**4-51-322. House rules – Acceptance of wagers – Payouts.**

(a) Each licensee shall adopt and adhere to a written, comprehensive policy outlining the house rules governing the acceptance of wagers and payouts. The policy and rules must be approved by the board prior to the acceptance of a wager by a licensee. The policy and rules must be readily available to a bettor on the licensee's website.

(b) The board shall promulgate rules regarding:

- (1) The manner in which a licensee accepts wagers from and issues payouts to bettors, including payouts in excess of ten thousand dollars (\$10,000); and
- (2) Reporting requirements for suspicious wagers.

**4-51-323. Inspections.**

Members of the board or designated employees or agents of the corporation may, during normal business hours, enter the premises of any facility of a licensee or third party utilized by the licensee to operate and conduct business in accordance with this part for the purpose of inspecting books and records kept as required by this part, to ensure that the licensee is in compliance with this part, or to make any other inspection of the premises necessary to protect the interests of this state and its consumers.

**4-51-324. Licensee reporting requirements – Compliance hearing.**

(a) Each licensee shall report to the board, no later than January 15 of each year:

(1) The total amount of wagers received from bettors for the immediately preceding calendar year;

(2) The adjusted gross income of the licensee for the immediately preceding calendar year; and

(3) Any additional information required by rule of the board deemed in the public interest or necessary to maintain the integrity of sports wagering in this state.

(b) A licensee shall immediately report to the board any information relating to:

(1) The name of any newly elected officer or director of the board of the licensed entity; and

(2) The acquisition by any person of five percent (5%) or more of any class of corporate stock.

(c) With respect to information reported under subsection (b), a licensee shall include with the report a statement as to any conflict of interest that may exist as the result of such election or acquisition.

(d) Upon receiving a report under this section or § 4-51-315(b), the board may conduct a hearing in accordance with § 4-51-326 to determine whether the licensee remains in compliance with this part.

**4-51-325. Interactive sports wagering.**

(a) Prior to placing a wager with a licensee via interactive sports wagering, a bettor shall register with the licensee remotely and attest that the bettor meets the requirements to place a wager with a licensee in this state. Prior to verification of a bettor's identity in accordance with this section, a licensee shall not allow the bettor to engage in sports wagering, make a deposit, or process a withdrawal via interactive sports wagering. A licensee shall implement commercially and technologically reasonable procedures to prevent access to sports wagering by minors on its interactive platforms. A licensee may use information obtained from third parties to verify that a person is authorized to open an account, place wagers, and make deposits and withdrawals.

(b) A licensee shall adopt a registration policy to ensure that all bettors utilizing interactive sports wagering are authorized to place a wager with a licensee within this state. The policy must include, without limitation, a mechanism by which to:

(1) Verify the name and age of the registrant;

(2) Verify that the registrant is not prohibited from placing a wager under § 4-51-312; and

(3) Obtain the following information:

(A) A physical address other than a post office box;

(B) A phone number;

(C) A unique user name; and

(D) An active email account.

(c) A licensee may require a bettor to provide the licensee with a signed and notarized document attesting that the bettor is qualified to engage in sports wagering under this part as part of the registration policy of the licensee.

(d) A bettor shall not register more than one (1) account with a licensee, and a licensee shall use all commercially and technologically reasonable means to ensure that each bettor is limited to one (1) account.

(e) A licensee, in addition to complying with state and federal law pertaining to the protection of the private, personal information of registered bettors, shall use all other commercially and technologically reasonable means to protect such information consistent with industry standards.

(f) Once a bettor account is created, a bettor may only fund the account through:

(1) Electronic bank transfer of funds, including such transfers through third parties;

(2) Debit cards;

(3) Online and mobile payment systems that support online money transfers; and

(4) Any other method approved by the rule of the board that is initiated with cash.

(g)(1) Each financial transaction with respect to an account between a bettor and licensee must be confirmed by email, telephone, text message, or other means agreed upon by the account holder. A licensee shall use all commercially and technologically reasonable means to independently verify the identity of the bettor making a deposit or withdrawal.

(2) If a licensee determines that the information provided by a bettor to make a deposit or process a withdrawal is inaccurate or incapable of verification, or violates the policies and procedures of the licensee, the licensee shall, within ten (10) days, require the submission of additional information that can be used to verify the identity of the bettor.

(3) If such information is not provided or does not result in verification of the bettor's identity, the licensee shall:

(A) Immediately suspend the bettor's account and not allow the bettor to place wagers;

(B) Retain any winnings attributable to the bettor;

(C) Refund the balance of deposits made to the account to the source of such deposit or by issuance of a check; and

(D) Deactivate the account.

(h) A licensee shall utilize geo-location or geo-fencing technology to ensure that interactive sports wagering is only available to bettors who are physically located in this state. A licensee shall maintain in this state its servers used to transmit information for purposes of accepting or paying out bets or wagers on a sporting event placed by bettors located in this state.

(i) A licensee shall clearly and conspicuously display on the website page a statement indicating that it is illegal for a person under twenty-one (21) years of age to engage in sports wagering in this state.

(j) The board shall promulgate rules for purposes of regulating sports wagering via interactive sports wagering.

**4-51-326. Violations of part – Hearings – Administrative fines.**

(a) The board may investigate and conduct a hearing with respect to a licensee upon information and belief that the licensee has violated this part, or upon the receipt of a credible complaint from any person that a licensee has violated this part. The board shall conduct investigations and hearings in accordance with rules adopted by the board.

(b) If the board determines that a licensee has violated any provision of this part or rule of the board, the board may:

(1) Suspend, revoke, or refuse to renew a license; and

(2) For any violation by a licensee, impose an administrative fine not to exceed twenty-five thousand dollars (\$25,000) per violation.

(c) Except as provided in § 4-51-327, the board shall promulgate rules establishing a schedule of administrative fines that may be assessed in accordance with subsection (b) for each violation of this part.

(d) Fines assessed under this section must be accounted for separately for use by the board in a manner consistent with rules of the board.

(e) The board may issue subpoenas to compel the attendance of witnesses and the production of relevant books, accounts, records, and documents for purposes of carrying out its duties under this part.

**4-51-327. Investigations by board.**

(a) The board, utilizing security personnel of the corporation, shall conduct investigations to determine whether:

(1) A licensee is accepting wagers from minors or other persons ineligible to place wagers in this state; and

(2) A person is unlawfully accepting wagers from another person without a license or at a location in violation of this part.

(b) After a hearing under § 4-51-326, if the board finds that:

(1) A licensee is accepting wagers from minors or other persons ineligible to place wagers in this state, the board shall impose a fine against the licensee in the following amount:

(A) For a first offense, one thousand dollars (\$1,000);

(B) For a second offense, two thousand dollars (\$2,000); and

(C) For a third or subsequent offense, five thousand dollars (\$5,000); and

(2) A person is unlawfully accepting wagers from another person without a license, the board shall impose a fine against the person in the following amount:

(A) For a first offense, ten thousand dollars (\$10,000);

(B) For a second offense, fifteen thousand dollars (\$15,000); and

(C) For a third or subsequent offense, twenty-five thousand dollars (\$25,000).

**4-51-328. Appealing final actions of the board.**

(a) A licensee or other person aggrieved by a final action of the board may appeal that decision to the chancery court of Davidson County.

(b) The chancery court of Davidson County shall hear appeals from decisions of the board and, based upon the record of the proceedings before the board, may reverse the decision of the board only if the appellant proves the decision to be:

(1) Clearly erroneous;

(2) Arbitrary and capricious;

(3) Procured by fraud;

(4) A result of substantial misconduct by the board; or

(5) Contrary to the United States Constitution, the Constitution of Tennessee, or this part.

(c) The chancery court may remand an appeal to the board to conduct further hearings.

**4-51-329. Civil penalties.**

A licensee or other person who violates this part is liable for a civil penalty of not more than five thousand dollars (\$5,000) per violation, not to exceed fifty thousand dollars (\$50,000) for violations arising out of the same transaction or occurrence, which must accrue to the corporation and may be recovered in a civil action brought by the office of the attorney general and reporter or its designee in the name of the corporation. Costs must not be taxed against the office of the attorney general and reporter or this state for actions brought under this section.

**4-51-330. Transmission of sports information for purposes of sports wagering.**

(a) It is unlawful for any person or entity, directly or indirectly, to knowingly receive, supply, broadcast, display, or otherwise transmit material non-public information for the purpose of wagering on a sporting event or influencing another person's or entity's wager on a sporting event.

(b) This section does not apply to the dissemination of public information as news, entertainment, or advertising.

(c) A violation of this section is a Class A misdemeanor.

(d) As used in this section, "material non-public information" means information that has not been disseminated publicly concerning an athlete, contestant, prospective contestant, or athletic team, including, without limitation, confidential information related to medical conditions or treatment, physical or mental health or conditioning, physical therapy or recovery, discipline, sanctions, academic status, education records, eligibility, playbooks, signals, schemes, techniques, game plans, practices, strategies, assessments, systems, drills, or recordings of practices or other athletic activities.

SECTION 2. Tennessee Code Annotated, Section 39-17-501(1), is amended by adding the following new subdivision (E):

(E) Lawfully accepting or placing a wager on a sporting event in accordance with the Tennessee Sports Gaming Act, compiled in title 4, chapter 51, part 3.

SECTION 3. Tennessee Code Annotated, Section 4-51-103(g), is amended by deleting the second sentence and substituting instead the following:

Notwithstanding this section, at the end of a director's term, the director shall continue to serve until a replacement is appointed by the governor.

SECTION 4. Tennessee Code Annotated, Section 4-51-135, is amended by adding the following new subsection (f):

(f) In addition to the application of this section to the activities of the corporation relating to the regulation and oversight of the education lottery, this section additionally applies to those activities of the corporation relating to the regulation and oversight of sports wagering under part 3 of this chapter.

SECTION 5. If any provision of this act or its application to any person or circumstance is held invalid, then the invalidity does not affect other provisions or applications of the act that can be given effect without the invalid provision or application, and to that end the provisions of this act are severable.

SECTION 6. The headings to sections, chapters, and parts in this act are for reference purposes only and do not constitute a part of the law enacted by this act. However, the Tennessee Code Commission is requested to include the headings in any compilation or publication containing this act.

SECTION 7. This act shall take effect upon becoming a law for purposes of promulgating rules and carrying out any administrative duties necessary to effectuate the provisions and intent of this act, the public welfare requiring it. This act shall take effect on July 1, 2019, for all other purposes, the public welfare requiring it.

On motion, Amendment No. 2 was adopted.

Senator Watson moved to amend as follows:

**AMENDMENT NO. 3**

AMEND by deleting § 4-51-305(e) in Section 1 and substituting instead the following:

After the initial terms, the term of an appointed or reappointed member is four (4) years. However, the term of a reappointed member or a new appointee replacing an existing member begins on the day of the expiration of the prior term.

AND FURTHER AMEND by deleting §§ 4-51-314(b)(1) and (2) in Section 1 and substituting instead the following:

(1) A licensee, professional sports team, league, or association, or institution of higher education may submit to the board in writing a request to prohibit a type or form of wagering, or to prohibit a category of persons from wagering, if the licensee, team, league, association, or institution believes that such wagering by type, form, or category is contrary to public policy, unfair to consumers, or affects the integrity of a particular sport or the sports betting industry.

(2) The board shall, upon a demonstration of good cause from the requestor, grant the request. The board shall respond to a request pursuant to this subsection (b) concerning a particular event before the start of the event, or if it is not feasible to respond before the start of the event, as soon as practicable.

AND FURTHER AMEND by deleting from § 4-51-315(b) in Section 1 the language "Licensees shall, as soon as practicable," and substituting instead "Licensees shall immediately".

AND FURTHER AMEND by deleting from § 4-51-315(c) in Section 1 the language "Licensees shall also, as soon as practicable," and substituting instead "Licensees shall also immediately".

AND FURTHER AMEND by deleting from § 4-51-315(d) in Section 1 the language "At the request of the board and only for intermittent periods, licensees shall" and substituting instead "Licensees shall".

AND FURTHER AMEND by deleting the last sentence from § 4-51-315(e) in Section 1 and substituting instead the following:

Such information may be provided in anonymized form and may be used by a sports governing body solely for integrity purposes.

AND FURTHER AMEND by deleting the amendatory language of § 4-51-321 in Section 1 and substituting instead the following:

The board may adopt rules prescribing the manner in which a license may be transferred and a fee for the transfer of the license.

AND FURTHER AMEND by deleting § 4-51-320(3) in Section 1 and substituting instead the following:

(3) A coach of, or player for, a collegiate, professional, or Olympic sports team or sport;

AND FURTHER AMEND by adding the following new subsection (c) to § 4-51-327 in Section 1:

(c) This section does not prohibit the board from suspending, revoking, or refusing to renew the license of a licensee in accordance with § 4-51-326.

AND FURTHER AMEND by deleting the amendatory language of § 4-51-329 in Section 1 and substituting instead the following:

(a) A licensee or other person who violates this part is liable for a civil penalty of not more than five thousand dollars (\$5,000) per violation, not to exceed fifty thousand dollars (\$50,000) for violations arising out of the same transaction or occurrence, which must accrue to the corporation and may be recovered in a civil action brought by the office of the attorney general and reporter or its designee in the name of the corporation.



(b) The office of the attorney general may seek and obtain an injunction in a court of competent jurisdiction for purposes of enforcing this part.

(c) Costs must not be taxed against the office of the attorney general and reporter or this state for actions brought under this section.

AND FURTHER AMEND by deleting the amendatory language of Section 4 and substituting instead the following:

(f) This section additionally applies to those activities of the corporation relating to sports wagering under part 3 of this chapter.

AND FURTHER AMEND by deleting § 4-51-319(c) in Section 1 and substituting instead the following:

(1) The department of mental health and substance abuse services shall use the funds distributed to the department under § 4-51-304(e)(3) to oversee one (1) or more grant programs with organizations to provide treatment services for individuals with problem gambling or a gambling disorder, and to establish prevention initiatives to reduce the number of individuals with problem gambling or a gambling disorder. The department may also use the funds distributed to the department to cover its actual administrative costs and the costs of professional services associated with overseeing each grant program.

(2) The department shall annually generate a report outlining the activities of the department with respect to funding received under this part for problem gambling and gambling disorders, including, but not limited to, descriptions of programs, therapies, grants, and other resources made available, the success and outcomes of utilizing such programs, therapies, grant programs, and resources, the number of persons treated, the number of persons who complete programs and therapies, and the rate of recidivism, if known. The department shall file the annual report with the governor, the speaker of the senate, and the speaker of the house of representatives, and shall publish the report on its website, no later than January 1 of each year. The annual report must include an itemization of the department's expenditures relating to administrative costs and professional services associated with its activities under this subsection (c).

On motion, Amendment No. 3 was adopted.

Senator Dickerson moved to amend as follows:

**AMENDMENT NO. 4**

AMEND by deleting § 4-51-316 in Section 1 and substituting instead the following:

**4-51-316. Official league data.**

A licensee shall exclusively use official league data for purposes of live betting unless the licensee can demonstrate to the board that the governing body of a sport or sports league, organization, or association or other authorized entity cannot provide a feed of official league data for live betting in accordance with commercially reasonable terms, as determined by the board.

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On motion, Amendment No. 4 was adopted.

**MR. SPEAKER McNALLY RELINQUISHES CHAIR**

Mr. Speaker McNally relinquished the Chair to Senator Stevens.

Thereupon, **House Bill No. 1**, as amended, passed its third and final consideration by the following vote:

Ayes . . . . . 20  
Noes . . . . . 12

Senators voting aye were: Akbari, Briggs, Dickerson, Gardenhire, Gilmore, Gresham, Jackson, Johnson, Kelsey, Kyle, Massey, Niceley, Powers, Roberts, Robinson, Stevens, Swann, Watson, Yager and Yarbrow--20.

Senators voting no were: Bailey, Bell, Bowling, Crowe, Haile, Hensley, Pody, Reeves, Rose, Southerland, White and Mr. Speaker McNally--12.

A motion to reconsider was tabled.

**MOTION**

Senator Johnson moved that Rule 44 be suspended for the purpose of considering messages from the House, which motion prevailed.

**SPEAKER RESUMES CHAIR**

Mr. Speaker McNally resumed the Chair.

**NOTICES**

**MESSAGE FROM THE HOUSE**

April 30, 2019

MR. SPEAKER: I am directed to transmit to the Senate, House Bill No. 939. The House refused to recede from its action in nonconcurring in Senate Amendments Nos. 2 and 5. The Speaker appointed a Conference Committee composed of Reps. Dunn, Holt, Hill (Wash), Baum and Staples to confer with a like committee from the Senate in open conference to resolve the differences between the Bodies on House Bill No. 939.

TAMMY LETZLER  
Chief Clerk

**APPOINTMENT OF SELECT COMMITTEE  
CONFERENCE COMMITTEE  
ON  
HOUSE BILL NO. 939**

The Speaker announced the appointment of a Conference Committee composed of Senators Gresham, Chairperson; Akbari, Bell, Johnson and Kelsey to confer with a like committee from the House to resolve the differences of the two Bodies on House Bill No. 939.

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**MESSAGE FROM THE HOUSE**

April 30, 2019

MR. SPEAKER: I am directed to transmit to the Senate, House Bill No. 513. The House refused to recede from its action in nonconcurring in Senate Amendment No. 1. The Speaker appointed a Conference Committee composed of Reps. Curcio, Lamberth and Beck to confer with a like committee from the Senate in open conference to resolve the differences between the Bodies on House Bill No. 513.

TAMMY LETZLER  
Chief Clerk

**APPOINTMENT OF SELECT COMMITTEE  
CONFERENCE COMMITTEE  
ON  
HOUSE BILL NO. 513**

The Speaker announced the appointment of a Conference Committee composed of Senators Bell, Chairperson; Gardenhire and Stevens to confer with a like committee from the House to resolve the differences of the two Bodies on House Bill No. 513.

**MESSAGE FROM THE HOUSE**

April 30, 2019

MR. SPEAKER: I am directed to transmit to the Senate, House Bill No. 1233. The House refused to recede from its action in nonconcurring in Senate Amendment No. 1. The Speaker appointed a Conference Committee composed of Reps. Sanderson, Jernigan and Travis to confer with a like committee from the Senate in open conference to resolve the differences between the Bodies on House Bill No. 1233.

TAMMY LETZLER  
Chief Clerk

**APPOINTMENT OF SELECT COMMITTEE  
CONFERENCE COMMITTEE  
ON  
HOUSE BILL NO. 1233**

The Speaker announced the appointment of a Conference Committee composed of Senators Gardenhire, Chairperson; Yager and Yarbrow to confer with a like committee from the House to resolve the differences of the two Bodies on House Bill No. 1233.

**APPOINTMENT OF SELECT COMMITTEE  
CONFERENCE COMMITTEE  
ON  
SENATE BILL NO. 557**

The Speaker announced the appointment of a Conference Committee composed of Senators Johnson, Chairperson; Niceley and Watson to confer with a like committee from the House to resolve the differences of the two Bodies on Senate Bill No. 557.

**MOTION**

Senator Johnson moved that Rule 19 and Rule 37 be suspended for the purpose of making and considering Calendar No. 2 consisting of the following bills: **Senate Bills Nos. 1516, 1517 and 1518**, which motion prevailed.

**CALENDAR NO. 2**

**Senate Bill No. 1518** -- Appropriations -- As introduced, makes appropriations for the fiscal years beginning July 1, 2018, and July 1, 2019.

Senator Crowe declared Rule 13 on **Senate Bill No. 1518**.

On motion, Senate Bill No. 1518 was made to conform with **House Bill No. 1508**.

On motion, House Bill No. 1508, on same subject, was substituted for Senate Bill No. 1518.

Senator Watson moved to amend as follows:

**AMENDMENT NO. 1**

AMEND by deleting each and every section of House Bill 1508 and by substituting instead new Sections 1 through 58, namely:

Sections 1 through 58 of Senate Bill 1518 as filed for introduction on March 11, 2019, and considered to be part of this amendment.

On motion, Amendment No. 1 was adopted.

Senator Watson moved to amend as follows:

**AMENDMENT NO. 2**

**ADMINISTRATION AMENDMENT**

AMEND by adding the following Sections between Sections 55 and 56 of the bill and by renumbering the Sections accordingly.

**ADDITIONAL 2019-2020 APPROPRIATIONS**

SECTION 56. Other Additions to Budget. In addition to the amounts appropriated in Sections 1 and 4 of this act, the following amounts are appropriated, and the Commissioner of Finance and Administration is authorized to allocate the appropriations to the appropriate organizational units and to adjust federal aid and other departmental revenues and position authorizations accordingly. Full-time (FT) and part-time (PT) position authorizations are estimated in the text of the following line items.

Item 1. General Fund and Education Fund Appropriations. The following appropriations are from the general fund and education fund, as applicable.

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	<u>Recurring</u>	<u>Non-Recurring</u>
1. Court System – Indigent Task Force – Increase Hourly Rate to \$55/hr.	\$ 3,800,000	\$ 0
2. Court System – Judicial Assistants – Salary Funding	750,800	0
3. Attorney General – TBI Medicaid Fraud Positions – State Match	57,500	0
4. Attorney General – Recognize Environment and Conservation Change	330,000	0
5. District Attorneys General – Case Management System	0	344,900
6. District Attorneys General – Additional Staffing (9 FT)	634,800	41,400
7. Commission on Aging and Disability – Public Guardian Program	1,000,000	0
8. State Museum – Rent	358,900	0
9. Finance & Administration – MyTN App	1,600,000	2,600,000
10. Finance & Administration – Internal Audit (1FT)	250,000	0
11. Agriculture – Chronic Wasting Disease	50,000	0
12. Tourist Development – Marketing and Office of Rural Initiatives	0	1,500,000
13. Correction – Hepatitis C Treatment – Increase	0	24,678,700
14. Economic and Community Development – Launch TN – Additional Funding	0	800,000
15. Economic and Community Development – Economic & Community Development Grants	0	3,000,000
16. Economic and Community Development – Film and TV Incentive Fund – Grants	0	2,000,000
17. Education – State Board of Education – Operations	100,000	0
18. Education – National Career Readiness Certificate Pilot Program	0	450,000
19. Education – Literacy Coaching – Pilot	0	1,800,000
20. Education – Online Literacy Standard Tool and Ready with Resources Content – Training and Support	0	1,000,000
21. Higher Education – ETSU Rural Public Health Project – Faculty Recruitment	750,000	750,000
22. Higher Education – Mechatronics Program	0	1,000,000
23. Higher Education – TSU McMinnville Center - Nursery	800,000	0
24. Higher Education – TSU McMinnville Center - Maintenance	0	550,000
25. Health – Tobacco Use Prevention Media Campaign – Grants	0	2,000,000
26. Mental Health and Substance Abuse	0	(1,500,000)

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Services – Pre-Arrest Diversion		
Infrastructure – Transfer to Capital		
27. Mental Health and Substance Abuse Services – In-patient Cost Support	0	1,000,000
28. Military – TEMA Disaster Relief	0	4,000,000
29. Safety – Temporary Part-Time Driver License Examiners – REAL ID	0	400,000
30. Safety – Legal Division (6 FT)	0	0
31. Miscellaneous Appropriations – Salary – Market Rate Adjustment – Increase	7,500,000	0
32. Miscellaneous Appropriations – Real Estate Master Plan – Increase	0	1,500,000
33. Miscellaneous Appropriations – Van Buren County – Grant	0	200,000
34. Miscellaneous Appropriations – Henry County – Grant	0	200,000
35. Miscellaneous Appropriations – Consulting/Study – Governor's Efficiency Initiatives	0	4,000,000
36. Miscellaneous Appropriations – Memphis Riverfront Development - Grant	0	10,000,000
37. Miscellaneous Appropriations – Aeronautics Economic Development Fund	0	5,000,000
38. Miscellaneous Appropriations – The Radioactive Material International Training Center and Educational Center	0	8,250,000
39. Miscellaneous Appropriations – Helen Ross McNabb Center – Grant	0	150,000
40. Miscellaneous Appropriations – National Museum of African American Music – Grant	0	3,000,000
41. Miscellaneous Appropriations – Save the Children – Literacy – Grant	0	1,000,000
42. Miscellaneous Appropriations – Science Alliance of TN – Grant	0	300,000
43. Miscellaneous Appropriations – Big Brothers Big Sisters – Grant	0	250,000
44. Miscellaneous Appropriations – Tennessee Girl Scouts Council – Grant	0	71,400
45. Miscellaneous Appropriations – Youth About Business – Grant	0	250,000
46. Miscellaneous Appropriations – Jobs for TN Graduates – Grants	0	1,500,000
47. Miscellaneous Appropriations – Project Return – Grant	0	500,000
48. Miscellaneous Appropriations – Center for Employment Opportunities – Grant	0	150,000
49. Miscellaneous Appropriations – TN Anti-Slavery Alliance – Grant	0	375,000
50. Miscellaneous Appropriations – Families Free – Grant	0	150,000

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51.	Miscellaneous Appropriations – YWCA of Knoxville – Grant	0	100,000
52.	Miscellaneous Appropriations – Chattanooga Endeavors – Grant	0	110,000
53.	Miscellaneous Appropriations – YWCA of Memphis – Grant	0	100,000
54.	Miscellaneous Appropriations – Memphis Music Banq – Grant	0	50,000
55.	Miscellaneous Appropriations – Lipscomb Life – Grant	0	121,100
56.	Miscellaneous Appropriations – Men of Valor – Grant	0	500,000
57.	Miscellaneous Appropriations – Hunters for the Hungry – Grant	0	100,000
58.	Miscellaneous Appropriations – Community Grant – Town of Smyrna – Playground for children with disabilities	0	75,000
59.	Miscellaneous Appropriations – Community Grant – Columbia State CC – Capital – Planning new Technology Building – Williamson County Campus	0	700,000
60.	Miscellaneous Appropriations – Community Grant – South Central TN Workforce Alliance – Maury Co. Imagination Library	0	5,000
61.	Miscellaneous Appropriations – Community Grant – Spring Hill Public Library – Summer Reading Pilot Program	0	10,000
62.	Miscellaneous Appropriations – Community Grant – City of Charlotte – Charlotte Ballpark Lighting	0	30,000
63.	Miscellaneous Appropriations – Community Grant – Annesdale Snowden Neighborhood Association – Memphis – Betterment	0	50,000
64.	Miscellaneous Appropriations – Community Grant – Lawrenceburg Fire Dept. – Jason Dickey Memorial Regional Training Center for Fire Rescue	0	136,000
65.	Miscellaneous Appropriations – Community Grant – Johnson County Schools – Robotics Program	0	25,000
66.	Miscellaneous Appropriations – Community Grant – DCS – Grants to organizations that care for children awaiting foster care placement	0	100,000
67.	Miscellaneous Appropriations – Community Grant – City of Bartlett – Paving walking paths near Quail Ridge and Rocky Ford parks	0	110,000
68.	Miscellaneous Appropriations –	0	175,000

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	Community Grant – Harpeth Scholastic Shooting Complex Foundation – Skeet and Trap House Construction		
69.	Miscellaneous Appropriations – Community Grant – Dream Center of Jackson – Individuals in Recovery	0	25,000
70.	Miscellaneous Appropriations – Community Grant – Boys and Girls Club of Jackson – Programs and Education	0	5,000
71.	Miscellaneous Appropriations – Community Grant – City of Spencer	0	60,000
72.	Miscellaneous Appropriations – Community Grant – Union City Industrial Development Board	0	135,000
73.	Miscellaneous Appropriations – Community Grant – Lynnville Area Arts Association – Star Theatre and Antoinette Hall – Restoration	0	550,000
74.	Mental Health and Substance Abuse Services – Women's Residential Recovery Court – From Court System	285,000	0
75.	Court System – Women's Residential Recovery Court – To Mental Health and Substance Abuse Services (-2 FT)	(285,000)	0
76.	Education – Grants-In-Aid – Niswonger Foundation Grant – To Northeast State Community College	0	(100,000)
77.	Higher Education – Northeast State Community College – Niswonger Foundation Grant – From Education	0	100,000
<b>Total</b>		<b>\$ 17,982,000</b>	<b>\$ 86,533,500</b>

The appropriation in this item to the Department of Economic and Community Development for Economic & Community Development grants is for the sole purpose of making rural and community grants for capital expenditures, repairs, maintenance, or operations to local governments or non-profit public education, public safety, library, community, or recreational service entities. The Commissioner of Finance and Administration shall approve such grants before said grants shall be disbursed.

The appropriation in this item to Miscellaneous Appropriations for a grant to Science Alliance of TN is for the sole purpose of making a grant in equal amounts to each of the Science Alliance Museums.

The appropriation in this item to Miscellaneous Appropriations for a grant to Big Brothers Big Sisters shall be distributed equally among the following five (5) Big Brothers Big Sisters programs in Tennessee: (a) Big Brothers Big Sisters of Clarksville, (b) Big Brothers Big Sisters of Greater Chattanooga, (c) Big Brothers Big Sisters of East Tennessee, (d) Big Brothers Big Sisters of the Mid-South, Inc., and (e) Big Brothers Big Sisters of Middle Tennessee.



The appropriation in this item to Miscellaneous Appropriations for a grant to Jobs for Tennessee Graduates, Inc., is for the sole purpose of providing a one-credit course, general elective to twelfth grade at-risk high school students.

The appropriation in this item to Miscellaneous Appropriations for a grant to TN Anti-Slavery Alliance is for the sole purpose of providing grants to the three (3) single point of contact agencies in Tennessee recognized by the Tennessee Bureau of Investigation and the Department of Children's Services to facilitate the provision of comprehensive wraparound services to victims of human trafficking recovered in Tennessee. The services funded in this item shall include, but not be limited to, safe housing, medical care, mental health and substance abuse care, transportation, job training, and other basic human needs. The grants shall be distributed in equal amounts to the following agencies: (a) Grow Free Tennessee in Knoxville, (b) Restore Corps in Memphis, and (a) End Slavery Tennessee in Nashville.

The appropriation in this item to Miscellaneous Appropriations for a grant to Families Free is for the sole purpose of providing services to mothers and children affected by neonatal abstinence syndrome.

SECTION 57. Legislation. In addition to the appropriations in Sections 1 and 4 of this act, the following amounts hereby are appropriated for the purpose of implementing the cited bills, and such additional or lesser amounts indicated in the final fiscal note on the bills as enacted are hereby appropriated. The Commissioner of Finance and Administration is authorized to allocate the appropriations to the appropriate organizational units and to adjust federal aid and other departmental revenues and authorized positions accordingly. Federal and other departmental revenue adjustments may be made in reconciliation to said fiscal notes and to available federal aid and other departmental revenue. Adjustments to the number of authorized positions indicated in the line items as full-time (FT), part-time (PT), and seasonal shall be reconciled to the fiscal notes. The negative amounts in line-items of this section are appropriation reductions, and the positive amounts are appropriation increases. The appropriation in each item of this section is subject to the bill cited in that item becoming a law, except as otherwise provided.

Item 1. General Fund and Education Fund Appropriations. The following appropriations are from the general fund and education fund, as applicable.

	<u>Recurring</u>	<u>Non-Recurring</u>
1. SB 10 / HB 2 – Correction – Incarceration – JuJuan Latham Act	\$ 138,900	\$ 0
2. SB 302 / HB 1075 – Agriculture – Wine and Grape Board	0	300,000
3. SB 578 / HB 642 – Public Defenders – Appellate Division – Fiscal Note Reconciliation	4,300	(10,200)
4. SB 579 / HB 643 – Miscellaneous Appropriations – Transportation for mental health patients	4,000,000	0
5. SB 795 / HB 939 – Education Savings Accounts – NR Reduction	0	(24,678,700)

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6.	SB 796 / HB 940 – Public Charter School Commission – Appellate Charter School Authorizer	701,600	250,000
7.	SB 797 / HB 941 – District Attorneys – Expungement Fees	0	144,000
8.	SB 798 / HB 942 – Correction – Incarceration – Fentanyl Classification – Fiscal Note Reconciliation	2,304,500	0
9.	SB 799 / HB 943 – District Attorneys – Service Credits – Fiscal Note Reconciliation	87,100	11,900
10.	SB 799 / HB 943 – District Public Defenders – Service Credits – Fiscal Note Reconciliation	84,200	16,500
11.	SB 799 / HB 943 – Human Services for District Attorneys – Service Credits – Fiscal Note Reconciliation	10,000	0
12.	SB 801 / HB 945 – Agriculture Education Task Force – Fiscal Note Reconciliation	0	10,100
13.	SB 1516 / HB 1509 – Budget Implementation – General Law Changes – Estimated @ \$0	0	0
<b>Total</b>		<b>\$ 7,330,600</b>	<b>\$ (23,956,400)</b>

Item 2. Dedicated Source and Earmarked Appropriations. The following appropriations are from dedicated state revenue sources and departmental revenues.

	<u>Recurring</u>	<u>Non-Recurring</u>
1. SB 251 / HB 174 – Commerce & Insurance – Fire Prevention Fund – Transfer to TBI	\$ (3,500,000)	\$ 0
2. SB 251 / HB 174 – Tennessee Bureau of Investigation – Fire Prevention Fund – Transfer from Commerce & Insurance	3,500,000	0
3. SB 805 / HB 949 – Lottery for Education Account – GIVE Act	(4,000,000)	0
4. SB 806 / HB 950 – Treasurer – Electronic Monitoring Indigency Fund	90,600	0
5. SB 474 / HB 771 – TennCare – Hospital Assessment – Fiscal Note Reconciliation	0	144,637,600
6. SB 1349 / HB 527 – TennCare – Ambulance Service Provider Assessment – Fiscal Note Reconciliation	0	1,046,200
<b>Total</b>	<b>\$ (3,909,400)</b>	<b>\$ 145,683,800</b>

SECTION 58. Cost Increase Reductions. The appropriations in Section 1 of this act, except as otherwise provided herein, hereby are reduced in the following amounts for the purpose of deleting cost increase appropriations and positions that had been recommended in the 2019-2020 Budget Document, and the Commissioner of Finance and Administration is authorized to allocate the appropriation reductions to the appropriate organizational units and to adjust federal aid and other departmental revenues and authorized positions accordingly.

Item 1. The appropriation in Section 1, Title III-9, Item 2.1c, Basic Education Program, is hereby reduced by \$6,800,000 recurring.

Item 2. The appropriation in Section 1, Title III-9, Item 3, College, Career and Technical Education, is hereby reduced by \$1,000,000 recurring.

Item 3. The appropriation in Section 1, Title III-11, Item 8, Tennessee Law Enforcement Training Academy, hereby is reduced in the amount of \$22,200 recurring.

Item 4. The appropriation in Section 1, Title III-20, Item 3, Tennessee Highway Patrol, hereby is reduced in the amount of \$1,426,800 recurring.

Item 5. The appropriation in Section 1, Title III-22, Item 11.1, Administration Amendment, hereby is reduced in the amount of \$20,000,000, with \$10,000,000 being recurring and \$10,000,000 being non-recurring.

#### **ADDITIONAL 2018-2019 SUPPLEMENTAL APPROPRIATIONS**

SECTION 59. Other 2018-2019 Supplemental Appropriations. The provisions of this section shall take effect upon becoming a law, the public welfare requiring it. There is hereby appropriated the following amounts, which shall be in addition to the appropriations provided under Chapter 1061, Public Acts of 2018, and in Section 38 of this act.

Item 1. To the Attorney General and Reporter, Special Litigation, the amount in Section 38 of this act is hereby increased in the amount of \$500,000 for an operating supplement.

Item 2. To the State Museum, the amount of \$269,200 for rent.

Item 3. To the Department of Economic and Community Development, the amount of \$116,200 for Lift TN.

Item 4. To the Department of Education, the amount of \$5,000,000, for Read to Be Ready summer camps.

#### **CAPITAL OUTLAY – ADDITIONAL PROVISIONS**

SECTION 60. Capital Outlay Additional Provisions. The following provisions are in addition to other provisions of this act concerning the capital outlay budget and the facilities revolving fund capital outlay budget.

Item 1. The provisions of this item shall take effect upon becoming a law, the public welfare requiring it. There is hereby appropriated the following amounts, which shall be in addition to the appropriations provided in Chapter 1061, Public Acts of 2018.

(a) Department of Commerce and Insurance – Fire Academy New Conference Center – Additional Funds, in the amount of \$700,000.

Item 2. In addition to the capital outlay projects listed on pages A-131 through A-132 of the 2019-2020 Budget Document and in Section 1, Title III-33 of this act, the following hereby are funded.

(a) Department of Veterans Services – Upper Cumberland Veterans Cemetery – Architectural and Planning, in the amount of \$775,000. The projected total cost of the project is \$7,750,000 with the balance of project cost being federal funds.

(b) University of Memphis – Lambuth Campus – Classroom Conversion, in the amount of \$5,760,000. Further, an amount of \$240,000 is hereby appropriated from other funding.

(c) Department of General Services – Pre-Arrest Diversion Infrastructure – Capital Grants, in the amount of \$1,500,000.

Said funds herein appropriated to the Department of General Services shall be expended for the purpose of making a grants to governmental entities and certain not-for-profit organizations for the projects and expended for the purpose of acquisition of equipment and acquisition, site preparation, erection, construction and equipment of sites and buildings, and infrastructure improvements and development including but not limited to sewer, water, utility infrastructure, and rail infrastructure, whether or not such infrastructure is owned by the governmental entities and certain not-for-profit organizations.

The Department of Mental Health and Substance Abuse Services, in consultation with the Department of Finance and Administration, shall recommend to the Department of General Services to whom such grants shall be disbursed.

Such grants shall be made by the Department of General Services only if such grants are approved by the State Building Commission. Such grants so identified and approved are determined to be for a public purpose for the reasons and findings previously set forth.

Item 3. In addition to the capital maintenance projects listed on pages A-133 through A-134 of the 2019-2020 Budget Document and in Section 1, Title III-33 of this act, the following hereby are funded. Positive amounts are additional appropriations and negative amounts are reductions. Further, other revenue is from the higher education capital maintenance pool of funds.

	<u>Appropriation</u>	<u>Other Revenue</u>
1. Austin Peay State University – Campus Boiler Installation Phase 1	\$ (1,201,000)	\$ 0
2. Austin Peay State University – Chiller and Cooling Tower Replacement	(1,250,000)	0

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3.	Austin Peay State University – Fire Alarm Upgrades	920,000	0
4.	East Tennessee State University – Campus HVAC Upgrades	1,140,000	0
5.	East Tennessee State University – Chiller Replacement	400,000	0
6.	Middle Tennessee State University – KOM Mechanical, HVAC, Fire Protection, Light & Ceiling Upgrades	(4,283,000)	0
7.	Middle Tennessee State University – Stark Ag/Police Station Mechanical and HVAC Upgrades	1,965,000	0
8.	Middle Tennessee State University – Campus Stormwater BMP Phase I	450,000	0
9.	Middle Tennessee State University – Miller Education Center Boiler Replacement	400,000	0
10.	Tennessee State University – Power Plant Equipment and Lighting Upgrades	1,111,000	0
11.	Tennessee State University – Boswell Doors Replacement	230,000	0
12.	Tennessee Technological University – Roof Replacements Phase 3	(2,575,000)	0
13.	Tennessee Technological University – Multiple Buildings Upgrades	(1,540,000)	0
14.	University of Memphis – Multiple Buildings Interior Repairs	105,000	0
15.	Tennessee Board of Regents – VSCC Chiller Replacement	0	(52,000)
16.	Tennessee Board of Regents – PSCC Alarm System Upgrades	0	(700,000)
17.	Tennessee Board of Regents – TCAT Jacksboro Door and Window Replacements	0	(140,000)
18.	Tennessee Board of Regents – TCAT Parking and Paving Repairs	0	(730,000)
19.	Tennessee Board of Regents – STCC Exterior Safety Repairs and Updates	0	(1,550,000)
20.	Tennessee Board of Regents – TCAT Maintenance Repairs	0	(580,000)
21.	Tennessee Board of Regents – WSCC Sevier County Campus Reroof	0	(1,000,000)
22.	Tennessee Board of Regents – JSCC McWherter HVAC Updates Phase 2	0	(340,000)
23.	University of Tennessee – Statewide Facilities Assessment	1,000,000	0
24.	University of Tennessee – UTHSC Elevator Upgrades	3,128,000	5,092,000
<b>Total</b>		<b>\$ 0</b>	<b>\$ 0</b>

Item 4. In addition to the capital maintenance projects listed on pages A-133 through A-134 of the 2019-2020 Budget Document and in Section 1, Title III-33 of this act, the following hereby are funded.

(a) Department of General Services – Campuses Study and Planning for Intellectual and Developmental Disabilities Services, in the amount of \$250,000.

(b) Department of Veterans Services – East Tennessee Veterans Cemetery Lyons View – Permanent Alignment System Installation, in the amount of \$2,820,000 from federal funds.

Item 5. The request for the TCAT Athens and Cleveland Higher Education Center in the amount of \$17,750,100, as identified on page A-131 of the 2019-2020 Budget Document, is hereby renamed McMinn County Higher Education Training Facility.

**SECTION 1 – STATE APPROPRIATIONS**

AND FURTHER AMEND in Section 1, Title III-6 by deleting the language:

3. Wetlands Acquisition Fund..... 14,728,000.00

And substituting instead the following:

3. Wetlands Acquisition Fund..... 14,278,000.00

**SECTION 2 – CAPITAL OUTLAY AND MAJOR MAINTENANCE**

AND FURTHER AMEND in Section 2 by inserting the following new item at the end of the Section:

Item \_\_. It is the legislative intent to transfer the balance of the \$12,000,000 previously transferred from the reserve for unencumbered balances in Section 2, Item 23 of Chapter 460, Public Acts of 2017 for the project identified as SBC Project No. 529/005-01-2005 to the capital projects fund back to the reserve for unencumbered balances after the project is closed out. The Commissioner of Finance and Administration shall certify the status of the project before making said transfer.

**SECTION 7 – EARMARKED APPROPRIATIONS**

AND FURTHER AMEND in Section 7 by inserting the following new items at the end of the Section:

Item \_\_. Department of Education, College, Career and Technical Education, the amount of \$1,829,900 for a college and career readiness testing retake.

Item \_\_. Department of Education, College, Career and Technical Education, the amount of \$150,000, non-recurring, for a grant to YouScience. This item is to be allotted as a direct appropriation to YouScience.

Item \_\_. Department of Education, Academic Offices, the amount of \$4,500,000, non-recurring, for a grant to Communities in Schools of Tennessee. This item is to be allotted as a direct appropriation to Communities in Schools of Tennessee.

AND FURTHER AMEND in Section 7, Item 50 by deleting the language "(1) forest fire control in the Division of Forestry" and substituting instead the language "(1) assistance related to natural disasters, including but not limited to, forest fires, floods, and tornadoes,".

#### **SECTION 10 – PROVISIONS, LIMITATIONS, AND RESTRICTIONS ON APPROPRIATIONS**

AND FURTHER AMEND in Section 10 by deleting item 18 and re-numbering the subsequent items accordingly.

#### **SECTION 21 – DIRECT APPROPRIATIONS TO NON-GOVERNMENTAL ENTITIES**

AND FURTHER AMEND in Section 21 by deleting the Section in its entirety and substituting instead the following:

SECTION 21. Direct Appropriations to Non-Governmental Entities – Provisions. Notwithstanding any provision of this act to the contrary, a direct appropriation to a non-governmental agency or entity shall not be disbursed until the recipient has filed with the head of the agency through which such disbursement is being made a plan specifying the proposed use of such funds and the benefits anticipated to be derived therefrom, and has agreed to file two interim reports to be delivered by October 1 and March 1 of the use of such funds. As a prerequisite to the receipt of such direct appropriation, the recipient shall agree to provide to the agency head, within ninety (90) days of the close of the fiscal year within which such direct appropriation was received, an accounting of the actual expenditure of such funds, and benefits derived, including a notarized statement that the report is true and correct in all material respects; provided, however, that the head of the agency through which such disbursement is being made may require, in lieu of the accounting as provided above, an audited financial statement of the non-governmental agency or entity. A copy of such accounting or audit, as the case may be, shall be filed with the Office of the Comptroller of the Treasury.

#### **HIGHER EDUCATION DISCLOSED CAPITAL OUTLAY FROM SCHOOL BONDS AND INSTITUTIONAL SOURCES**

AND FURTHER AMEND in Section 29 by deleting Item 29 and substituting instead the following:

Item 29. The capital outlay projects listed in the 2019-2020 Budget Document and which are identified with the heading "Proposed Capital Projects from School Bonds and Other Sources, Fiscal Year 2019-2020," are presented for informational purposes only. The projects are subject to recommendation and approval procedures involving the higher education institutions and their governing boards, the Tennessee Higher Education Commission, Finance and Administration, the Tennessee State School Bond Authority, the State Funding Board and the State Building Commission.

The following proposed capital outlay projects, to be funded from school bonds, institutional/auxiliary and other funds, are in addition to those projects listed on pages A-136 and A-137 in the 2019-2020 Budget Document:

**State University and Community College System  
(Locally Governed Institutions):**

**Austin Peay State University:**

Blount and Sevier Hall Boiler Installation	\$	850,000
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**Tennessee Technological University:**

Food Service Improvements	\$	3,000,000
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**University of Memphis:**

Food Service Dining Improvements	\$	5,000,000
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Field House Improvements		2,800,000
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Lambuth Campus Rehab		6,000,000
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Larry Finch Plaza		500,000
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Memorial Field Artificial Turf		900,000
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Park Campus Demolitions		800,000
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Student Housing Improvements		1,800,000
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Tennis Facility		3,000,000
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Volleyball Improvements		750,000
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Total UoM	\$	21,550,000
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**Total State University and Community College  
System (Locally Governed Institutions)**

\$	<b>25,400,000</b>
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**University of Tennessee:**

**UT Knoxville:**

Administration Parking Garage Renovation	\$	15,000,000
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Bass Building Renovation		1,000,000
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Campus Roadway Paving (19-20)		2,000,000
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Carousel Theatre Replacement		15,000,000
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Emergency Generators Replacement		4,000,000
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Fleet Management Buildings Renovation		4,630,000
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Public Safety Building Renovation		6,250,000
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Research/Academic Lab Storage Building		1,000,000
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White Avenue Parking Garage Renovation		5,000,000
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Total UTK	\$	53,880,000
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**UT Chattanooga:**

Apartment Electrical Distribution Upgrade	\$	580,000
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Fletcher Hall Renovations		3,000,000
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Total UT Chattanooga	\$	3,580,000
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**UT Institute of Agriculture:**

Cherokee Animal Facility Bldg. A Renovation	\$	3,700,000
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West TN 4-H Center Cabins and STEM Center	10,000,000
Total UT Institute of Agriculture	<u>\$ 13,700,000</u>
 <b>Total University of Tennessee</b>	 <b><u>\$ 71,160,000</u></b>
 <b>Grand Total</b>	 <b><u>\$ 96,560,000</u></b>

**SECTION 36 – CARRY-FORWARD AND APPROPRIATION OF CERTAIN  
UNEXPENDED BALANCES**

AND FURTHER AMEND in Section 36 by inserting the following new items at the end of the Section:

Item \_\_\_\_\_. To the Department of Children's Services, Family Support Services, in Section 1, Title III-23, Item 2, the unexpended balance of the \$175,000 appropriation for Zero to Three courts.

Item \_\_\_\_\_. To the Department of Education, in Section 59, Item 4 of this act, for Read to Be Ready summer camps.

**SECTION 39 – PROGRAM EXPANSIONS  
FROM FEDERAL AND OTHER DEPARTMENTAL REVENUE**

AND FURTHER AMEND by deleting Section 39 in its entirety and inserting the following as a new Section 39:

SECTION 39. Program Expansions from Federal and Other Departmental Revenue. The provisions of this section shall take effect upon becoming law, the public welfare requiring it. At June 30, 2019, any unexpended balances of departmental revenues and federal aid funds appropriated in this section are hereby reappropriated in the fiscal year beginning July 1, 2019.

There is hereby appropriated from departmental revenues and federal aid funds the amounts hereinafter set out:

	<u>2018-2019</u>	<u>2019-2020</u>
Agriculture		
1. Consumer and Industry Services – Hemp Program Expansion	<u>\$ 118,800</u>	<u>\$ 749,700</u>
 <b>Total</b>	 <b><u>\$ 118,800</u></b>	 <b><u>\$ 749,700</u></b>

The Commissioner of Finance and Administration is authorized to establish seven (7) full-time positions and to allocate them to the Department of Agriculture.

**SECTION 41 – PROVISIONS CONCERNING CERTAIN APPROPRIATIONS**

AND FURTHER AMEND in Section 41 by inserting the following new item to the end of the section:

Item \_\_\_\_\_. From the unexpended balance of the non-recurring appropriation in Section 57, Item 21 of Chapter 963, Public Acts of 2006 and reappropriated in Section 32, Item 2 of Chapter 1061, Public Acts of 2018 for biofuels projects, an amount not to exceed \$612,600 is hereby reappropriated and transferred to the Department of Agriculture for the same purpose. Any unexpended balance at June 30, 2019 is hereby reappropriated to be expended in the 2019-2020 fiscal year and such appropriations shall be carried forward in a reserve in the fiscal year beginning July 1, 2019.

**SECTION 43 – OVER-APPROPRIATION – ESTIMATED REVERSION TO GENERAL FUND**

AND FURTHER AMEND in Section 43, Item 1(a) by deleting the item in its entirety and substituting instead the following:

(a) In fiscal year 2018-2019 to recognize an over-appropriation of \$126,808,500, including a base recurring over-appropriation of \$76,808,500 and a non-recurring over-appropriation of \$50,000,000.

**SECTION 49 – SALARY POLICY**

AND FURTHER AMEND in Section 49, Item 5(a) by deleting the item in its entirety and substituting instead the following:

(a) It is the legislative intent to provide funding for a salary increase for the survey portion of the commissioned officer pay plan in the Department of Safety and the Tennessee Law Enforcement Training Academy as referenced in Tennessee Code Annotated, Section 4-7-205, effective July 1, 2019. The funding for such salary increase is hereby earmarked from the appropriation made in Section 1, Title III-22, Item 4.5, Market Rate Adjustment.

**SECTION 54 – HOSPITAL COVERAGE ASSESSMENT**

AND FURTHER AMEND in Section 54, Item 1 by deleting the item in its entirety and substituting instead the following:

Item 1.

(a) If Senate Bill No. 0474 / House Bill No. 0771, the annual coverage assessment act, becomes a law, there hereby is appropriated from the appropriations in Section 1, Title III-26 and Section 57, of this act, the sum of \$591,408,600 (non-recurring) to the TennCare Program for the following purposes, and the Commissioner of Finance and Administration is authorized to adjust federal and other departmental revenue accordingly; provided, however, that if the federal government disallows the coverage assessment as a valid source to match federal Medicaid funds, the appropriations in this Item 1(a) shall be null and void, and the appropriations in Section 1, Title III-26 and Section 57 shall be reduced accordingly. If the cited bill does not become a law, the appropriations in Section 1, Title III-26 and Section 57 of this act, are hereby reduced in the amount of \$591,408,600.

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<u>Description</u>	<u>Amount</u>
Uncompensated Charity and Self-Pay Sub Pool .....	\$ 49,901,200
Virtual Disproportionate Share Hospital Payments..	68,115,600
Graduate Medical Education .....	17,312,500
Tennessee Center for Health Workforce Development	750,000
Medicare Part A Reimbursement .....	12,309,300
Provider Reimbursement and Co-Pay .....	68,581,400
Hospital Reimbursement Ceiling .....	8,168,700
In-Patient Services .....	47,167,000
Lab and X-Ray Procedures .....	14,564,000
Therapies .....	9,780,000
Out-Patient Services .....	36,935,700
Office Visits .....	20,763,800
Match for ADT Contract Payments .....	275,000
Charity Care Fund .....	9,002,500
Directed Hospital Payments .....	210,693,100
Non-Emergent Care at Hospitals .....	581,300
Loss of Certified Public Expenditures Match .....	14,430,000
340B Pricing Provision – MCO Contractor Agreement	<u>2,077,500</u>
Total .....	\$ <u>591,408,600</u>

(b) There is further appropriated to the TennCare Program, in addition to the appropriation, Directed Hospital Payments, a sum sufficient from any amount in excess of \$591,408,600 collected from the coverage assessment for the purpose of hospital payments for unreimbursed costs.

(c) To the extent that revenue collected from the coverage assessment is less than \$591,408,600, the appropriation, Directed Hospital Payments, hereby is reduced in the amount of the under-collection.

(d) From the funds available in TennCare maintenance of coverage trust fund at June 30, 2019, there hereby is appropriated to the TennCare program a sum sufficient for the purposes authorized in law. The Commissioner of Finance and Administration is authorized to adjust federal and other departmental revenue accordingly. The allotment of funds under this item is subject to approval of the Commissioner of Finance and Administration.

**HOUSEKEEPING –TYPOGRAPHICAL, NAME, DATE, AND CITATION CORRECTIONS**

AND FURTHER AMEND in Section 54, Item 2(a) by deleting the language "Senate Bill No. \_\_\_\_ / House Bill No. \_\_\_\_" and inserting "Senate Bill No. 1201 / House Bill No. 0557";

AND FURTHER AMEND in Section 54, Item 3(a) by deleting the language "Senate Bill No. \_\_\_\_ / House Bill No. \_\_\_\_" and inserting "Senate Bill No. 1349 / House Bill No. 0527";

AND FURTHER AMEND by requesting the Engrossing Clerk to:

(1) Delete the bold underlined explanatory headings in this amendment; and

(2) Exclude this paragraph from the engrossed bill.

On motion, Amendment No. 2 was adopted.

Senator Watson moved to amend as follows:

**AMENDMENT NO. 3**

**LEGISLATIVE AMENDMENT**

**LEGISLATIVE ADJUSTMENTS**

AMEND by deleting Section 56, Item 1, line item 42, and substituting instead the following:

42. Miscellaneous Appropriations – Science Alliance of TN – Grant	0	360,000
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AND FURTHER AMEND by deleting Section 56, Item 1, line item 72, and substituting instead the following:

72. Miscellaneous Appropriations – Community Grant – Union City Industrial Development Board	0	350,000
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AND FURTHER AMEND by deleting Section 56, Item 1, line item 15, and substituting instead the following:

15. Economic and Community Development – Economic & Community Development Grants	0	4,000,000
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AND FURTHER AMEND by deleting Section 56, Item 1, line item 33, and substituting instead the following:

33. Miscellaneous Appropriations – Van Buren County – Grant	0	160,000
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**REDUCE JOBS FOR TN GRADUATES**

AND FURTHER AMEND by deleting Section 56, Item 1, line item 46, and substituting instead the following:

46. Miscellaneous Appropriations – Jobs for TN Graduates – Grants	0	750,000
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AND FURTHER AMEND in Section 56, Item 1 Total, by deleting the amount "86,533,500" and substituting instead the amount "87,018,500".

**REDUCE INDIGENT TASK FORCE**

AND FURTHER AMEND by deleting Section 56, Item 1, line item 1, and substituting instead the following:

1. Court System – Indigent Task Force – Increase Hourly Rate.	\$ 1,600,000	\$ 0
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AND FURTHER AMEND in Section 56, Item 1 Total, by deleting the amount "17,982,000" and substituting instead the amount "15,782,000".

AND FURTHER AMEND in Section 56, Item 1, by deleting the following language:

The appropriation in this item to Miscellaneous Appropriations for a grant to Big Brothers Big Sisters shall be distributed equally among the following five (5) Big Brothers Big Sisters programs in Tennessee: (a) Big Brothers Big Sisters of Clarksville, (b) Big Brothers Big Sisters of Greater Chattanooga, (c) Big Brothers Big Sisters of East Tennessee, (d) Big Brothers Big Sisters of the Mid-South, Inc., and (a) Big Brothers Big Sisters of Middle Tennessee.

and substituting instead the following new language:

The appropriation in this item to Miscellaneous Appropriations for a grant to Big Brothers Big Sisters shall be distributed proportionally to all Big Brothers Big Sisters agencies in Tennessee, based on the number of children served by each agency, with distribution to be made through Big Brothers Big Sisters of Middle Tennessee.

AND FURTHER AMEND by adding the following new sections immediately following Section 60 and renumbering the subsequent sections accordingly:

**DEDICATED SOURCE & EARMARKS & REDUCTIONS**

SECTION 61.

Item 1. From the funds appropriated or available to any department, commission, board, agency, or other entity of state government, there is earmarked or appropriated, as applicable, a sum sufficient to fund any bill or resolution that becomes law, having an estimated first year's cost of \$50,000 or less, that is attributable to a specific entity or from a specific fund, and is not otherwise funded in this act.

Item 2. From the funds appropriated to the Secretary of State, there is earmarked a sum sufficient for the sole purpose of funding any joint resolution calling for an amendment to the Tennessee Constitution that is not otherwise funded in this act.

**RECONCILE LEGISLATIVE INITIATIVES**

Item 3. The appropriation in Section 1, Title III-22, Item 11.2, Legislative Initiatives, is reduced in the amount of \$15,000,000, with \$5,000,000 being recurring and \$10,000,000 being non-recurring.

**REALLOCATION OF LEGISLATIVE APPROPRIATION**

Item 4. The appropriation in Section 1, Title I-1, Item 1.4, is reduced by the amount of \$4,620,000.

Item 5. The appropriation in Section 1, Title I-1, Item 1.2, is increased by the amount of \$2,946,000.

Item 6. The appropriation in Section 1, Title I-1, Item 1.3, is increased by the amount of \$1,674,000.

**REDUCE FACILITIES REVOLVING FUND (FRF) BY HALF**

Item 7. The appropriation made to the Facilities Revolving Fund for a Davidson County rent adjustment identified on Page B-19 of the 2019-2020 Budget Document, is reduced by the sum of \$2,338,850 (recurring). Such funding reduction is for the sole purpose of reducing funding for such Davidson County rent adjustment.

**REDUCE FASTTRACK**

Item 8. The appropriation made to the Department of Economic and Community Development for the FastTrack Infrastructure and Job Training Assistance program, in Section 1, Title III-8, Item 7, as identified on Page B-306 of the 2019-2020 Budget Document, is reduced by the sum of \$4,000,000 (non-recurring). Such funding reduction is for the sole purpose of reducing funding for the FastTrack Infrastructure and Job Training Assistance program.

**MAKE DIDDS RECURRING**

Item 9. Of the appropriation to the Bureau of TennCare for the purpose of increasing the per hour DSP staff salary component in the DIDD/provider rate methodology that is included in the non-recurring amount of \$5,950,000, \$2,950,000 is hereby designated as a recurring appropriation.

**PROHIBIT SALE OF CITIZENS PLAZA**

Item 10. No funds appropriated by this act or other acts of the 111th General Assembly, including funds appropriated for capital outlay of the state office buildings and support facilities revolving fund, shall be used, obligated, or expended for the sale of the existing building located at 400 Deaderick Street in Nashville, Tennessee.

**REQUIRE MENTAL HEALTH TO PAY  
ZERO TO THREE COURTS**

Item 11. From the funds appropriated to the Department of Children's Services for the Zero to Three court programs established pursuant to Tennessee Code Annotated, Title 37, Chapter 1, Part 9, there is transferred a sum sufficient to the Department of Mental Health and Substance Abuse Services for the sole purpose of disbursing payments of salaries, stipends, expenses, and other remuneration to the judges, magistrates, court coordinator, and other employees operating the programs. Nothing in this item grants supervisory control or authority to the Department of Mental Health and Substance Abuse Services over the judges, magistrates, court coordinator, or other employees receiving disbursements pursuant to this item.

Item 12. From the funds appropriated to the Department of Children's Services and the Department of Mental Health and Substance Abuse Services for safe baby courts, there is earmarked a sum sufficient for the sole purpose of implementing House Bill 1047 / Senate Bill 649, relative to safe baby courts, if such bill becomes a law.

**TRANSFER FUNDS FROM ECD TO THEC  
FOR WORKBASED LEARNING**

Item 13. From the funds appropriated in Chapter 1061, Public Acts of 2018, Section 61, Item 3, to the Department of Economic and Community Development, there is transferred in fiscal year 2018-2019 the sum of \$1,000,000 (recurring) to the Tennessee Higher Education Commission (THEC) for the sole purpose of workbased learning.

**EARMARK ONLINE SALES TAX FOR SB 398 / HB 1262**

Item 14. From the revenues collected from sales and use tax on internet sales pursuant to Senate Bill 165 / House Bill 667, there is appropriated the sum of \$22,082,900 (recurring) for the sole purpose of offsetting the shortfall in state tax revenue due to the reduction in the amount of the professional privilege tax pursuant to Senate Bill 398 / House Bill 1262. The provisions of this item shall take effect upon becoming a law, the public welfare requiring it. The provisions of this item are subject to such cited bills becoming a law.

**RESERVE FOR ONLINE SALES TAX FOR FUTURE TAX RELIEF**

Item 15. In the fiscal year ending June 30, 2020, the Commissioner of Finance and Administration is authorized to establish a separate reserve in the general fund for revenues

collected from sales and use tax on internet sales pursuant to Senate Bill 165 / House Bill 667, if such bill becomes a law. It is the legislative intent to appropriate the funds from the reserve up to \$15,000,000 (recurring) in future fiscal years for tax reductions.

Item 16. From reserves available to the Department of Education, there is appropriated the sum of \$5,000,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to Bethel University, to be used for settling a lawsuit with the Tennessee Department of Education.

Item 17. From the funds appropriated to the Board of Regents for internships, there is appropriated the sum of \$150,000 (recurring) to the Tennessee Higher Education Commission for the sole purpose of making grants to the University of Tennessee system and the six (6) locally governed state universities, to be used for scholarships for students from the University of Tennessee, Knoxville; the University of Tennessee at Martin; and the University of Tennessee at Chattanooga; and such state universities to participate in the programs provided by the The Washington Center for Internships and Academic Seminars, in Washington, D.C.

Item 18. From the appropriation to the Department of Economic and Community Development, in Section 1, Title III-8, Item 8.6, Economic Development District Grants, there is transferred and appropriated the sum of \$174,000 (recurring) to the Tennessee Commission on Children and Youth for the sole purpose of making a grant in such amount to Tennessee Court Appointed Special Advocate Association, Inc. (CASA), of which the sum of \$56,000 is to be used by CASA for quality assurance, training, and expansion initiatives, and the sum of \$118,000 is to be distributed as grants in an amount of \$2,000 to each of the 59 local CASA programs (56 existing and 3 new) for operation and development of the programs.

Item 19. From reserves available to the Department of Education, there is appropriated a sum sufficient for the sole purpose of implementing Senate Bill 187 / House Bill 982, relative to requiring the Tennessee Comprehensive Assessment Program (TCAP) tests to be administered in paper format, if such bill becomes a law.

Item 20. From the handgun permit fees reserve available to the Department of Safety, there is earmarked the sum of \$103,300 (non-recurring) for the sole purpose of implementing House Bill 1264 / Senate Bill 705, relative to the creation of a new concealed handgun carry permit, if such bill becomes a law.

Item 21. From reserves available to the Tennessee Film, Entertainment and Music Commission for the sole purpose of production of a movie about the 1899 football team at Sewanee: The University of the South pursuant to the appropriation made in Section 63, Item 12, and Section 64, Item 32, in Chapter 460 of the Public Acts of 2017, there is transferred and appropriated a sum sufficient not to exceed \$2,500,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the Germantown Performing Arts Center (GPAC), to be used for construction of an amphitheater.

Item 22. From the funds appropriated to the Department of Transportation, there is earmarked the sum of \$3,500 (non-recurring) for the sole purpose of implementing House Bill 178 / Senate Bill 41, relative to highway and bridge namings, if such bill becomes a law.



Item 23. Funds appropriated in Section 62, Item 28, to implement House Bill 316 / Senate Bill 1442, relative to cancer-related death benefits for firefighters, are reduced by the sum of \$200,000 (non-recurring).

Item 24. From the appropriation made to the Department of Economic and Community Development for the FastTrack Infrastructure and Job Training Assistance program, in Section 1, Title III-8, Item 7, there is earmarked the sum of \$2,000,000 (non-recurring) for the sole purpose of funding a capital outlay project in Sevier County.

### **LEGISLATIVE INITIATIVES**

#### **SECTION 62.**

Item 1. In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum sufficient to implement all bills and resolutions having an estimated first year's cost of \$50,000 or less which become law. It is the legislative intent that if such bills and resolutions are otherwise funded by the provisions of this act, then the funds appropriated in this item shall be reduced accordingly.

Item 2. It is hereby recognized that Senate Bill 1309 / House Bill 1441, relative to sales and use taxes for providing dumpsters, will result in a revenue loss of \$199,100 (recurring), if such bill becomes a law.

Item 3. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$147,700 (non-recurring) for the sole purpose of implementing Senate Bill 310 / House Bill 567, relative to a one-year deaf mentor pilot project, if such bill becomes a law.

Item 4. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$137,300 (recurring) for the sole purpose of implementing Senate Bill 650 / House Bill 786, relative to pharmacy benefits managers, if such bill becomes a law.

Item 5. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$27,344,100 (recurring) for the sole purpose of implementing Senate Bill 476 / House Bill 498, relative to establishing a Katie Beckett program, if such bill becomes a law.

Item 6. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$250,000 (non-recurring) to the Department of Safety for the sole purpose of implementing Senate Bill 517 / House Bill 714, relative to farm-related commercial driver licenses, if such bill becomes a law.

Item 7. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$135,700 (recurring) to the Tennessee Bureau of Investigation, for the sole purpose of implementing Senate Bill 705 / House Bill 1264, relative to handgun carry permits, if such bill becomes a law.

Item 8. In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum sufficient (recurring) for the sole purpose of implementing Senate Bill 1257 / House Bill 1029, relative to the "Human Life Protection Act," if such bill becomes a law.

Item 9. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$96,800 (which shall be allocated for incarceration costs) for the sole purpose of implementing Senate Bill 597 / House Bill 972, relative to the offense of communicating a threat of public harm, if such bill becomes a law.

Item 10. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$2,500,000 (recurring) for the sole purpose of implementing Senate Bill 1458 / House Bill 605, relative to exemption from taxation for certain sales of fiber-optic cable, if such bill becomes a law.

Item 11. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$683,500 (recurring) for the sole purpose of implementing Senate Bill 667 / House Bill 729, relative to court reporter compensation, if such bill becomes a law.

Item 12. It is the legislative intent that in fiscal year 2020-2021, a sum sufficient (recurring) be appropriated for the sole purpose of implementing Senate Bill 1231 / House Bill 1232, relative to reimbursement for expenses of legislators, if such bill becomes a law.

Item 13. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$435,400 (recurring) for the sole purpose of replacing lost Wildlife Resources Fund allocations resulting from implementation of House Bill 494 / Senate Bill 423, relative to the repeal of the ammunition tax, if such bill becomes a law.

Item 14. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$68,400 (which shall be allocated for incarceration costs) for the sole purpose of implementing House Bill 502 / Senate Bill 911, relative to enhancing the penalty for the offense of destruction or alteration of government records, if such bill becomes a law.

Item 15. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$490,600 (which shall be allocated for incarceration costs) for the sole purpose of implementing House Bill 909 / Senate Bill 1039, relative to the Elderly and Vulnerable Adult Protection Act of 2019, if such bill becomes a law.

Item 16. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$3,400 (which shall be allocated for incarceration costs) for the sole purpose of implementing House Bill 917 / Senate Bill 1359, relative to creating the new offense of withdrawing, transferring, or altering a child's enrollment in school with the intent to hinder an active child abuse or neglect investigation, if such bill becomes a law.

Item 17. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$6,800 (which shall be allocated for incarceration costs) for the sole purpose of implementing House Bill 565 / Senate Bill 1252, relative to enhancing the penalty for intentional failure to report child abuse or child sexual abuse, if such bill becomes a law.

Item 18. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$2,100 (recurring) for the sole purpose of implementing House Bill 37 / Senate Bill 28, relative to creating the State Alzheimer's Disease and Related Dementia Advisory Council, if such bill becomes a law.

Item 19. In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum sufficient for the sole purpose of implementing House Bill 41 / Senate Bill 95, relative to military service expiration date information on handgun carry permits, if such bill becomes a law.

Item 20. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$34,200 (which shall be allocated for incarceration costs) for the sole purpose of implementing House Bill 156 / Senate Bill 264, relative to creating the new offense of critical infrastructure vandalism, if such bill becomes a law.

Item 21. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$1,400 (recurring) for the sole purpose of implementing House Bill 322 / Senate Bill 272, relative to ex officio members of the Tennessee Medical Examiner Advisory Council, if such bill becomes a law.

Item 22. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$11,400 (which shall be allocated for incarceration costs) for the sole purpose of implementing House Bill 407 / Senate Bill 425, relative to sexual offenders, if such bill becomes a law.

Item 23. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$2,800 (non-recurring) for the sole purpose of implementing House Joint Resolution 394, relative to the creation of an ad hoc academic testing task force, if such joint resolution becomes a law.

Item 24. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$4,900 (non-recurring) for the sole purpose of implementing House Bill 552 / Senate Bill 479, relative to the renaming of the National Guard armory in Chattanooga, if such bill becomes a law.

Item 25. In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum sufficient for the sole purpose of implementing House Bill 1156 / Senate Bill 561, relative to the creation of the 32nd Judicial District, if such bill becomes a law.

Item 26. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$13,400 (non-recurring) for the sole purpose of implementing House Bill 1468 / Senate Bill 888, relative to creating an advisory task force to study issues related to hemp, if such bill becomes a law.

Item 27. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$500,000 (non-recurring) to the Department of Commerce and Insurance for the sole purpose of implementing House Bill 518 / Senate Bill 1395, relative to a volunteer firefighter equipment and training grant program, if such bill becomes a law.

Item 28. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$250,000 (recurring) for the sole purpose of implementing House Bill 316 / Senate Bill 1442, relative to cancer-related death benefits for firefighters, if such bill becomes a law.

Item 29. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$450,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the Great Smoky Mountains Heritage Center in Townsend, Tennessee, to be used for construction of the center's Hands-On Music Gallery.

Item 30. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$750,000 (non-recurring) to the Department of General Services for the sole purpose of making grants in the amount of \$150,000 each to the four (4) accredited Tennessee zoos and the Tennessee Aquarium, to be used for capital improvement projects.

Item 31. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$1,500,000 (non-recurring) to the Department of Health for the health care safety net grant fund.

Item 32. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$190,000 (recurring) to the University of Tennessee - Martin at Selmer. It is the legislative intent that such funds shall not be distributed by means of the higher education formula.

Item 33. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$5,478,100 (recurring) to the Department of Correction for the sole purpose of increasing salaries for series of correctional officer and correctional counselor positions.

Item 34. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$500,000 (non-recurring) to the Department of Tourist Development for the sole purpose of establishing a pilot program to make grants to improve and maintain access to Tennessee's waterways.

Item 35. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$125,000 (recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the Tennessee Holocaust Commission, to be used for outreach programming and hiring an office manager.

Item 36. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$10,500 (recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the county government of Bedford County, Tennessee, to be used for the Tennessee Fallen Firefighter Memorial.

Item 37. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$118,000 (recurring) to the Administrative Office of the Courts (AOC) for the sole purpose of providing funding for salaries and benefits of the judges of the new courts created in the sixteenth, nineteenth, and twenty-first judicial districts by Chapter 974 of the 2018 Public Acts.

Item 38. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$1,000,000 (non-recurring) to the Department of Health for the sole purpose of dispersing funding among evidence-based early childhood home visiting programs.

Item 39. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$150,000 (non-recurring) to Miscellaneous Appropriations in Section 1, Title III-22, for the sole purpose of funding grants for rural initiatives.

Item 40. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$200,000 (non-recurring) to the Department of Commerce and Insurance for the sole purpose of contracting for a consultant's services related to developing best practices for entities licensed in Tennessee that provide goods or services relating to health, medical care, and medicine, as the Speaker of the Senate and the Speaker of the House of Representatives shall designate.

Item 41. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$750,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to Delta Dental of Tennessee, to be used for a denture program for the poor.

Item 42. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$73,600 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to Project Return, Inc., to be used for reentry programs and services to reduce recidivism.

Item 43. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$25,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to High Hopes, Inc., to be used for operating and programming needs for an inclusive pre-school and therapeutic clinic, which serves children that have special needs in twenty-two (22) counties.

Item 44. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$1,500,000 (non-recurring) to the Department of Mental Health and Substance Abuse Services, to be used as follows:

(a) \$1,000,000 to expand an opioid addiction program that provides opioid relapse treatment, including the use of long-acting, injectable naltrexone, to adults who are participating or eligible for participation in a drug court treatment program; and

(b) \$500,000 to expand an opioid pilot program in county jails to make long-acting, injectable naltrexone available for the treatment of opioid dependence.

On or before December 31, 2019, the Commissioner of Mental Health and Substance Abuse Services shall report to the Speakers of the Senate and House of Representatives on the success of the program, including the number of individuals served, average time the individuals were on the medication provided, information

regarding re-arrest and the types of offenses if arrested, and anecdotal success stories from judges and program directors. The report shall also include information regarding the current count of drug court participants served with long-acting, injectable naltrexone since the drug court pilot began in fiscal year 2016-2017, the estimated increase in patients served from fiscal year 2016-2017 through fiscal year 2017-2018 in the drug court pilot program, the estimated number of patients to be served by the appropriation made in this item, and the number of individuals with technical violations that have come back through the system after starting or completing the pilot program.

Item 45. In addition to any other funds appropriated by the provisions of this act, there is appropriated the non-recurring sum of \$4,600,000 to Miscellaneous Appropriations, in Section 1, Title III-22, Item 3.2, Group Health Insurance, Other Post-Employment Benefits Liability, to be used for the purpose of paying expenses in connection with establishing the other post-employment benefits trust.

Item 46. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$1,000,000 (non-recurring) to the Department of Economic and Community Development for the sole purpose of the SBIR/STTR Matching Fund Grants Program administered through Launch Tennessee.

Item 47. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$350,000 (non-recurring) to Higher Education, Tennessee Higher Education Commission, for making grants and support to fund student financial aid for individuals enrolled in a new medical education program jointly administered by Middle Tennessee State University and Meharry Medical College.

Item 48. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$250,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the county government of Sumner County, Tennessee, to be used as matching funds for improvements to the Comer Barn.

Item 49. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$17,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to Appalachian Cultural Music Association, Inc., to be used for operational expenses and programs and services.

Item 50. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$30,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the Arlington Community Schools Board of Education, to be used for creating a cybersecurity classroom at Arlington High School.

Item 51. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$10,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to Aspell Recovery Center, to be used for recovery programs related to substance abuse.

Item 52. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$37,000 (non-recurring) to the Administrative Office of the Courts for the sole purpose of making a grant in such amount to the Blount County Veterans Treatment Court, to be used for providing services to veterans.

Item 53. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$100,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the county government of Cannon County, to be used for roof repairs for the courthouse.

Item 54. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$40,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to Children Are People, Inc., to be used for operations and services.

Item 55. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$50,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the City of Eagleville, Tennessee, to be used for the design and construction of a new public safety facility.

Item 56. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$100,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of providing a grant in such amount to the City of Franklin, to be used for the exterior rehabilitation of the barn at the Park of Harlinsdale Farm.

Item 57. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$28,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to Marshall County Babe Ruth League, Inc., to be used for upgrading restrooms to meet Americans with Disabilities Act of 1990 (ADA) accessibility requirements.

Item 58. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$50,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to Cumberland University, to be used for the transcription project of the Papers of Martin Van Buren and related operational expenses, programs, and services.

Item 59. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$50,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to Elcanaan Community Help Organization (ECHO), in Hardeman County, to be used for restoration of the historic Allen White Cultural and Community Center in Whiteville.

Item 60. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$450,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making grants of \$50,000 to any

senior center accredited, or currently in the accreditation process with the expectation of being accredited in calendar year 2019, by the National Council on Aging's National Institute of Senior Centers through the National Senior Center Accreditation Program. These funds shall be used solely for providing programs and services for older adults. The only such senior centers in Tennessee are as follows:

- (a) Johnson City Seniors' Center;
- (b) Jonesborough Senior Center;
- (c) FiftyForward College Grove;
- (d) FiftyForward Knowles in Nashville;
- (e) FiftyForward Madison Station;
- (f) FiftyForward Donelson Station;
- (g) FiftyForward Martin Center in Brentwood;
- (h) Kingsport Senior Center, E. Center Street;
- (i) Kingsport Senior Center, Lynn View Site, Walker Street.

Item 61. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$10,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the Freeman Recovery Project, to be used for increasing access to quality, evidence-based treatment for individuals with mental health issues and drug and alcohol addiction.

Item 62. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$300,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the Goodwill Excel Center MidSouth, Inc., to be used for technology upgrades at the center.

Item 63. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$10,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to Graceworks Ministries, to be used for rent and utility bill assistance for the emergency shelter program.

Item 64. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$250,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the Tennessee Historical Society, to be used for the Women's Suffrage Centennial.

Item 65. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$15,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to Houston County, to be used for the purchase, installation, and operation of an audio-visual system and digital court recorder for the Houston County courthouse.



Item 66. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$5,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the Jackson Symphony Association, to be used for free community concert expenses in September 2019.

Item 67. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$2,000 (non-recurring) to the Department of Education for the sole purpose of making a grant in such amount to Jefferson County High School, to be used for vocational education technology.

Item 68. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$250,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the Le Bonheur Children's Hospital in Memphis, to be used for programs and services.

Item 69. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$40,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to Mt. Juliet League, Inc., to be used for expenses for electrical service work and recovery from flood damage.

Item 70. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$150,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the NAMI Tennessee, Inc., to be used to fund crisis intervention team training.

Item 71. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$10,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to Nourish Food Bank, to be used to purchase large storage freezers.

Item 72. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$25,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to Orange Heart Medal Foundation, to be used for programs and services to honor Vietnam War veterans in Tennessee who were exposed to Agent Orange.

Item 73. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$2,000 (non-recurring) to the Department of Education for the sole purpose of making a grant in such amount to Sevier County High School, to be used for vocational education technology.

Item 74. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$25,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the Sevier County Volunteer Fire Department station that serves the New Center community, to be used for the acquisition of equipment.

Item 75. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$50,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the Shady Valley Watershed District, to be used for lateral cleaning and upgrades.

Item 76. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$100,000 (recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to Society of St. Andrew - Tennessee, to be used for food bank supplies and operational expenses related to hunger relief.

Item 77. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$10,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to Stage Door Productions, to be used to support musical theatre programs for children and teens.

Item 78. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$100,000 (non-recurring) to the Department of Environment and Conservation for the sole purpose of restoration of the Sadie Ford Heritage Farm at the Cedars of Lebanon State Park in Wilson County, Tennessee.

Item 79. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$200,000 (non-recurring) to the Tennessee Council for Career and Technical Education for the sole purpose of funding operational expenses and statutory duties related to career and technical education.

Item 80. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$100,000 (non-recurring) to the Department of Safety for the sole purpose of making a grant in such amount to the Tennessee Wing of the Civil Air Patrol, to be used for conducting state-requested flights and cadet education and training.

Item 81. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$7,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the Tipton County Juvenile Court, to be used for the Handle with Care Program web application services.

Item 82. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$10,000 (recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the University of Tennessee Extension - Hamblen County, to be used for the Great Smoky Mountains 4-H and FFA Fair program, which serves the Northeast Tennessee region.

Item 83. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$363,000 (of which \$38,500 is non-recurring) to the Department of Veterans Services for the sole purpose of establishing five (5) full-time veterans resource coordinator positions.

Item 84. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$30,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making grants to the specified counties to be divided equally among the volunteer fire departments and rescue squads of each county for operational expenses and equipment as follows:

- (a) White County -- \$10,000;
- (b) Warren County -- \$10,000;
- (c) Grundy County -- \$10,000.

Item 85. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$20,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to Wilson Central Soccer Boosters, to be used for expenses related to the purchase and maintenance of bleachers and soccer equipment.

Item 86. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$50,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to Wilson County Promotions, Inc., to be used for capital improvements.

Item 87. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$40,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the City of Spencer, to replace lost hotel-motel tax revenue.

AND FURTHER AMEND by adding the following new item at the end of Section 50:

Item \_\_\_. From the funds appropriated to the Lottery for Education Account, there is earmarked the sum of \$126,400 in fiscal year 2019-2020 for the sole purpose of implementing Senate Bill 1379 / House Bill 745, relative to increasing the amount of a Tennessee Middle College Scholarship (TMCS) awarded each semester to an eligible student for full-time attendance, if such bill becomes a law.

AND FURTHER AMEND by adding the following new item at the end of Section 50:

Item \_\_\_. From the funds appropriated to the Lottery for Education Account, there is earmarked a sum sufficient for the sole purpose of implementing House Bill 1425 / Senate Bill 764, relative to dual enrollment course grants, if such bill becomes a law.

#### **HOUSEKEEPING –TYPOGRAPHICAL CORRECTIONS**

AND FURTHER AMEND in Section 56, Item 1, by deleting the language "and (a) End Slavery Tennessee" and substituting instead the language "and (c) End Slavery Tennessee".

AND FURTHER AMEND by deleting Section 30, Item 4, and substituting instead the following:

Item 4.

(a) Except as provided in subsection (b), within the appropriations herein made, the salaries of the subordinates and employees of the Treasurer, Comptroller, Secretary of State, and the Fiscal Review Committee shall be fixed by the heads thereof, respectively, and the salaries of the employees and subordinates of the Joint Legislative Services Committee shall be fixed by such committee in accordance with the provisions of Tennessee Code Annotated, Title 3, Chapters 10 through 14, inclusive.

(b) If House Bill 1233 / Senate Bill 1235 becomes a law, then within the appropriations herein made, the salaries of the subordinates and employees of the Treasurer, Comptroller, and Secretary of State shall be fixed by the heads thereof, respectively, and the salaries of the employees and subordinates of the Fiscal Review Committee and the Joint Legislative Services Committee shall be fixed in accordance with Tennessee Code Annotated, Title 3.

AND FURTHER AMEND by requesting the Engrossing Clerk to:

- (1) Delete the bold underlined explanatory headings in this amendment; and
- (2) Exclude this paragraph from the engrossed bill.

On motion, Amendment No. 3 was adopted.

On motion of Senator Yarbrow, Amendment No. 4 was withdrawn.

**MR. SPEAKER McNALLY RELINQUISHES CHAIR**

Mr. Speaker McNally relinquished the Chair to Senator Watson.

Thereupon, **House Bill No. 1508**, as amended, passed its third and final consideration by the following vote:

Ayes .....	32
Noes .....	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kyle, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--32.

A motion to reconsider was tabled.

**Senate Bill No. 1517** -- Bond Issues -- As introduced, authorizes the state to issue and sell bonds of up to \$124 million.

On motion, Senate Bill No. 1517 was made to conform with **House Bill No. 1509**.

On motion, House Bill No. 1509, on same subject, was substituted for Senate Bill No. 1517.

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On motion of Senator Stevens, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 1509** passed its third and final consideration by the following vote:

Ayes ..... 31  
Noes ..... 0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kyle, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--31.

A motion to reconsider was tabled.

**Senate Bill No. 1516** -- Public Funds and Financing -- As introduced, makes statutory revisions necessary for implementation of the annual appropriations act. Amends TCA Title 4; Title 5; Title 6; Title 8; Title 9; Title 10; Title 11; Title 12; Title 13; Title 16; Title 17; Title 18; Title 29; Title 33; Title 36; Title 37; Title 38; Title 39; Title 40; Title 41; Title 43; Title 45; Title 47; Title 48; Title 49; Title 50; Title 53; Title 54; Title 55; Title 56; Title 57; Title 58; Title 59; Title 60; Title 62; Title 63; Title 64; Title 65; Title 66; Title 67; Title 68; Title 69; Title 70 and Title 71.

On motion, Senate Bill No. 1516 was made to conform with **House Bill No. 1510**.

On motion, House Bill No. 1510, on same subject, was substituted for Senate Bill No. 1516.

On motion of Senator Stevens, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 1510** passed its third and final consideration by the following vote:

Ayes ..... 32  
Noes ..... 0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kyle, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--32.

A motion to reconsider was tabled.

**MOTION**

Senator Southerland moved that Rule 37 be suspended for the immediate consideration of **House Joint Resolution No. 506**, out of order, which motion prevailed.

**RESOLUTION LYING OVER**

**House Joint Resolution No. 506** -- Memorials, Recognition -- Tennessee Farmer Suicide Prevention Day, October 16, 2019.

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On motion of Senator Southerland, the rules were suspended for the immediate consideration of the resolution.

On motion, **House Joint Resolution No. 506** was concurred in.

A motion to reconsider was tabled.

**SPEAKER RESUMES CHAIR**

Mr. Speaker McNally resumed the Chair.

**CALENDAR NO. 1**

**Senate Bill No. 442** -- Education -- As introduced, authorizes LEAs that receive pre-kindergarten program approval to utilize an alternative academic growth indicator approved by the state board of education and adopted by the LEA, rather than the pre-k/kindergarten growth portfolio model approved by the state board of education in the evaluation of pre-kindergarten and kindergarten teachers. Amends TCA Title 49, Chapter 6, Part 1.

Senator Gresham moved that Amendment No. 1 be placed at the heel of the Amendments, which motion prevailed.

On motion of Senator Bell, Amendment No. 2 was withdrawn.

Senator Bell moved to amend as follows:

**AMENDMENT NO. 3**

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 49-6-105(e), is amended by deleting the subsection and substituting instead the following:

(e)(1) LEAs that receive pre-kindergarten program approval under §§ 49-6-103 - 49-6-110 shall utilize the pre-k/kindergarten growth portfolio model approved by the state board of education, or a comparable alternative measure of student growth approved by the state board of education and adopted by the LEA, in the evaluation of pre-kindergarten and kindergarten teachers pursuant to § 49-1-302.

(2) For the 2018-2019 school year, employment termination decisions or adverse compensation decisions for pre-kindergarten or kindergarten teachers shall not be based solely on data generated by the growth portfolio model. This subdivision (e)(2) is repealed on January 1, 2020.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 3 was adopted.

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On motion of Senator Gresham, Amendment No. 1 was withdrawn.

Thereupon, **Senate Bill No. 442**, as amended, passed its third and final consideration by the following vote:

Ayes . . . . .	32
Noes . . . . .	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kyle, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--32.

A motion to reconsider was tabled.

Senator Bell moved that **Senate Bill No. 453** be placed at the heel of Calendar No. 1 for today, which motion prevailed.

**Senate Bill No. 474** -- TennCare -- As introduced, enacts the "Annual Coverage Assessment of 2019." Amends TCA Title 71, Chapter 5 and Chapter 888 of the Public Acts of 2018.

On motion, Senate Bill No. 474 was made to conform with **House Bill No. 771**.

On motion, House Bill No. 771, on same subject, was substituted for Senate Bill No. 474.

On motion of Senator Crowe, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 771** passed its third and final consideration by the following vote:

Ayes . . . . .	29
Noes . . . . .	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Haile, Hensley, Johnson, Kelsey, Kyle, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--29.

A motion to reconsider was tabled.

Senator Robinson moved that **Senate Bill No. 63** be placed on the afternoon Calendar, which motion prevailed.

**Senate Bill No. 487** -- Sexual Offenses -- As introduced, changes the age that triggers the requirement that a physician report suspected sexual abuse of a minor who is seeking an abortion from under 13 years of age to under 18 years of age. Amends TCA Title 39, Chapter 15, Part 2.

On motion, Senate Bill No. 487 was made to conform with **House Bill No. 574**.

On motion, House Bill No. 574, on same subject, was substituted for Senate Bill No. 487.

On motion of Senator Bell, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 574** passed its third and final consideration by the following vote:

Ayes .....	29
Noes .....	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Johnson, Kelsey, Kyle, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Watson, White, Yager and Mr. Speaker McNally--29.

A motion to reconsider was tabled.

**Senate Bill No. 513** -- Economic and Community Development -- As introduced, enacts the "Fair Accountability and Clarity in Tax Subsidies Act." Amends TCA Title 4 and Title 67.

On motion, Senate Bill No. 513 was made to conform with **House Bill No. 1265**.

On motion, House Bill No. 1265, on same subject, was substituted for Senate Bill No. 513.

On motion of Senator Bailey, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 1265** passed its third and final consideration by the following vote:

Ayes .....	28
Noes .....	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Johnson, Kelsey, Kyle, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Swann, Watson, White, Yager and Mr. Speaker McNally--28.

A motion to reconsider was tabled.

Senator Gardenhire moved that **Senate Bill No. 544** be placed on the afternoon Calendar, which motion prevailed.

**Senate Bill No. 559** -- Adoption -- As introduced, requires that guardian ad litem fees in a pending adoption matter be divided equally between the parties; requires the guardian ad litem to bill an indigent party's fees to the administrative office of the courts claims and payment system and bill the remaining parties at the same rate; limits guardian ad litem's hourly rate to \$200 per hour when an indigent party is not involved. Amends TCA Title 16; Title 36 and Title 37.

Senator Bell moved to amend as follows:

#### **AMENDMENT NO. 1**

AMEND by deleting the amendatory language in Section 1 and substituting instead the following:

If a court appoints a guardian ad litem in a pending adoption proceeding, there will be a rebuttable presumption that the guardian ad litem's fees shall be divided equally between the parties, excluding the person being adopted; provided, that if a party is found by the court



to be indigent, the guardian ad litem shall charge that party's portion of the fees to the state through the administrative office of the courts claims and payment system, and bill the remaining parties at the same hourly rate as paid by the administrative office of the courts claims and payment system.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 559**, as amended, passed its third and final consideration by the following vote:

Ayes . . . . .	28
Noes . . . . .	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Hensley, Jackson, Johnson, Kelsey, Kyle, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Southerland, Swann, White, Yager and Mr. Speaker McNally--28.

A motion to reconsider was tabled.

**Senate Bill No. 562** -- Orders of Protection -- As introduced, decreases from 15 to 10 the number of days in which a hearing must be held to either extend or dissolve an ex parte order of protection after the issuance of such order of protection by the court. Amends TCA Title 16 and Title 36.

On motion, Senate Bill No. 562 was made to conform with **House Bill No. 760**.

On motion, House Bill No. 760, on same subject, was substituted for Senate Bill No. 562.

On motion of Senator Bell, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 760** passed its third and final consideration by the following vote:

Ayes . . . . .	29
Noes . . . . .	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kyle, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Southerland, Swann, White, Yager and Mr. Speaker McNally--29.

A motion to reconsider was tabled.

**Senate Bill No. 565** -- Teachers, Principals and School Personnel -- As introduced, allows a teacher who demonstrates an overall performance effectiveness level of "above expectations" or "significantly above expectations" for three consecutive years to receive an overall evaluation score of "above expectations" in certain years under certain circumstances. Amends TCA Title 49.

On motion, Senate Bill No. 565 was made to conform with **House Bill No. 632**.

On motion, House Bill No. 632, on same subject, was substituted for Senate Bill No. 565.

Senator Gresham moved to amend as follows:

**AMENDMENT NO. 1**

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 5, Part 1, is amended by adding the following as a new section:

Beginning with the 2019-2020 school year, the state board of education shall award a teacher five (5) additional professional development points if the teacher's overall evaluation demonstrates an overall performance effectiveness level of "above expectations" or "significantly above expectations" and the evaluation is based on the teacher's performance while employed at a school that is on the priority list or the focus list pursuant to § 49-1-602.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **House Bill No. 632**, as amended, passed its third and final consideration by the following vote:

Ayes . . . . . 31  
Noes . . . . . 0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kyle, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Southerland, Swann, Watson, White, Yager, Yarbro and Mr. Speaker McNally--31.

A motion to reconsider was tabled.

**Senate Bill No. 569** -- Public Employees -- As introduced, revises causes of action and damages under the Public Employee Political Freedom Act of 1980; requires court to sanction an employee for a frivolous suit under the Act. Amends TCA Title 4, Chapter 21 and Title 8, Chapter 50, Part 6.

On motion, Senate Bill No. 569 was made to conform with **House Bill No. 1087**.

On motion, House Bill No. 1087, on same subject, was substituted for Senate Bill No. 569.

On motion of Senator Bell, Amendment No. 1 was withdrawn.

On motion of Senator Bell, Amendment No. 2 was withdrawn.

Thereupon, **House Bill No. 1087** passed its third and final consideration by the following vote:

Ayes . . . . . 29  
Noes . . . . . 0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kyle, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Southerland, Swann, White, Yager, Yarbrow and Mr. Speaker McNally--29.

A motion to reconsider was tabled.

**RECESS**

Senator Johnson moved the Senate stand in recess until 3:00 p.m., which motion prevailed.

**CALL TO ORDER**

The Senate was called to order by Mr. Speaker McNally.

**ROLL CALL**

The Speaker declared that a quorum was present.

On motion, the roll call was dispensed with.

**STANDING COMMITTEE REPORTS**

**COMMERCE AND LABOR**

MR. SPEAKER: Your Committee on Commerce and Labor begs leave to report that pursuant to Rule 44, we have carefully considered and recommend to non concur in House Amendment No. 1 on Senate Bill No. 9.

BAILEY, Chairperson  
April 30, 2019

The Speaker announced that he had referred Senate Bill No. 9 to the Clerk's desk.

**FINANCE, WAYS AND MEANS**

MR. SPEAKER: Your Committee on Finance, Ways and Means begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos. 10, 187 with amendment, 310 with amendment, 325 with amendment, 476 with amendment, 517, 579, 604 with amendment, 650, 667, 764 with amendment, 1039, 1046, 1259 with amendment, 1379, 1395 with amendment, 1403 with amendment, 1442 with amendment and 1458 with amendment.

WATSON, Chairperson  
April 30, 2019

The Speaker announced that he had referred Senate Bills Nos. 10, 187 with amendment, 310 with amendment, 325 with amendment, 476 with amendment, 517, 579, 604 with amendment, 650, 667, 764 with amendment, 1039, 1046, 1259 with amendment, 1379, 1395 with amendment, 1403 with amendment, 1442 with amendment and 1458 with amendment to the Committee on Calendar.

**MOTION**

Senator Jackson moved that Rule 19 and Rule 38 be suspended for the purpose of making and considering Consent Calendar No. 2 consisting of the following resolutions: **Senate Joint Resolutions Nos. 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611 and 612; Senate Resolutions Nos. 76, 77, 78, 79 and 80; and House Joint Resolutions Nos. 521, 604, 605, 606, 607, 608, 609, 610, 611, 612, 614, 615, 616, 617, 618, 619, 620, 621, 622 and 623**, which motion prevailed.

**CONSENT CALENDAR NO. 2**

Objections having been raised, the following bill was placed at the heel of the calendar for Wednesday, May 1, 2019, pursuant to Rule 38: **Senate Resolution No. 76.**

**Senate Joint Resolution No. 600** -- Memorials, Death -- Clarence Nimrod "Rod" Pattat.

**Senate Joint Resolution No. 601** -- Memorials, Recognition -- David Alford, REdl Hall of Fame.

**Senate Joint Resolution No. 602** -- Memorials, Recognition -- Leanne Morgan, REdl Hall of Fame.

**Senate Joint Resolution No. 603** -- Memorials, Recognition -- Rear Admiral Terry Moulton, REdl Hall of Fame.

**Senate Joint Resolution No. 604** -- Memorials, Recognition -- Mark Sletto, REdl Hall of Fame.

**Senate Joint Resolution No. 605** -- Memorials, Recognition -- Dr. Jessica Ellis Durham, REdl Hall of Fame.

**Senate Joint Resolution No. 606** -- Memorials, Recognition -- Michael Korfhage, REdl Hall of Fame.

**Senate Joint Resolution No. 607** -- Memorials, Recognition -- Dr. Christine Coker, REdl Hall of Fame.

**Senate Joint Resolution No. 608** -- Memorials, Recognition -- Amanda Stubblefield Barnard, Redl Hall of Fame.

**Senate Joint Resolution No. 609** -- Memorials, Recognition -- Bobby Trotter, REdl Hall of Fame.

**Senate Joint Resolution No. 610** -- Memorials, Recognition -- Tom Sorrells, REdl Hall of Fame.

**Senate Joint Resolution No. 611** -- Memorials, Heroism -- Captain Larry Lowe Taylor, U.S. Army (retired).

**Senate Joint Resolution No. 612** -- Memorials, Retirement -- Edna Ann McKee Camp.

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**Senate Resolution No. 77** -- Memorials, Personal Occasion -- Mancel Kirk, 95th Birthday.

**Senate Resolution No. 78** -- Memorials, Academic Achievement -- Sevon Alexander, Valedictorian, Pathways in Education.

**Senate Resolution No. 79** -- Memorials, Academic Achievement -- Nathanael Orick, Salutatorian, Pathways in Education.

**Senate Resolution No. 80** -- Memorials, Interns -- Meghan Hickok.

**House Joint Resolution No. 521** -- Memorials, Professional Achievement -- Carma Dennis McGee, Tennessee Court of Appeals.

**House Joint Resolution No. 604** -- Memorials, Death -- James Arrington "Jimmy" Webb III.

**House Joint Resolution No. 605** -- Memorials, Interns -- MacKenzie E. Stonis.

**House Joint Resolution No. 606** -- Memorials, Academic Achievement -- Venesha Jett, Valedictorian, Memphis Academy of Health Sciences.

**House Joint Resolution No. 607** -- Memorials, Academic Achievement -- Jeremiah Higginbottom, Salutatorian, Memphis Academy of Health Sciences.

**House Joint Resolution No. 608** -- Memorials, Retirement -- Vanessa M. Horner.

**House Joint Resolution No. 609** -- Memorials, Interns -- Indygo Tabb.

**House Joint Resolution No. 610** -- Memorials, Interns -- Rebeca Garcia Chavez.

**House Joint Resolution No. 611** -- Memorials, Interns -- La Toria Lane.

**House Joint Resolution No. 612** -- Memorials, Public Service -- Judge Brandon O. Gibson.

**House Joint Resolution No. 614** -- Memorials, Recognition -- Reverend Dr. Rosalyn R. Nichols, 2019 Memphis Living Legend Award.

**House Joint Resolution No. 615** -- Memorials, Interns -- Lauren-Ashley Berry.

**House Joint Resolution No. 616** -- Memorials, Interns -- Duke Gear.

**House Joint Resolution No. 617** -- Memorials, Recognition -- Jeff Cherry.

**House Joint Resolution No. 618** -- Memorials, Academic Achievement -- Maggie Kimble, Salutatorian, Eagleville High School.

**House Joint Resolution No. 619** -- Memorials, Academic Achievement -- Ivie Burns, Valedictorian, Eagleville High School.

**House Joint Resolution No. 620** -- Memorials, Academic Achievement -- Karsen Daniel, Valedictorian, Eagleville High School.

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**House Joint Resolution No. 621** -- Memorials, Academic Achievement -- Cameron Anteski, Valedictorian, Eagleville High School.

**House Joint Resolution No. 622** -- Memorials, Academic Achievement -- Ethan Cobb, Valedictorian, Eagleville High School.

**House Joint Resolution No. 623** -- Memorials, Academic Achievement -- Hannah Tritschler, Valedictorian, Eagleville High School.

Senator Jackson moved that all Senate Joint Resolutions and Senate Resolutions be adopted; and all House Joint Resolutions be concurred in, which motion prevailed by the following vote:

Ayes . . . . . 31  
Noes . . . . . 0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbro and Mr. Speaker McNally--31.

A motion to reconsider was tabled.

**MOTION**

Senator Johnson moved that Rule 19 and Rule 44 be suspended for the purpose of making and considering Message Calendar consisting of the following bills: **Senate Bills Nos. 28, 510 and 624**; and **House Bill No. 471**, which motion prevailed.

**MESSAGE CALENDAR**

Senator Crowe moved that **Senate Bill No. 28** be placed at the heel of the Message Calendar for today, which motion prevailed.

Senator Roberts moved that **Senate Bill No. 510** be placed at the heel of the Message Calendar for today, which motion prevailed.

**SENATE BILL ON HOUSE AMENDMENT**

**Senate Bill No. 624** -- Tennessee Emergency Management Agency (TEMA) -- As introduced, enacts the "Facilitating Business Rapid Response to State Declared Disaster Act." Amends TCA Title 58; Title 62; Title 67 and Title 68.

**HOUSE AMENDMENT NO. 1**

AMEND by deleting all language after the caption and substituting instead the following:

WHEREAS, the General Assembly finds that facilitating rapid response by the state's critical infrastructure companies is an integral component of Tennessee's effective preparation and rapid response to any proclaimed state of emergency; and

WHEREAS, these companies often must temporarily bring into the State resources, property, and personnel from other states that previously have had no connection to the State to expedite the often enormous and overwhelming task of restoring and repairing communications facilities and other critical infrastructure facilities in the State; and

WHEREAS, during such time of operating in the State on a temporary basis solely for purposes of helping the State recover from the proclaimed state of emergency, the General Assembly finds these companies and their individual employees should not be burdened by taxes, registrations, licensing, or any other "regular course of business" requirements as a result of such activities, consistent with the intent of Tennessee Code Annotated, Section 58-2-102 and the treatment afforded to out-of-state resources and workers temporarily in the State under Tennessee Code Annotated, Section 58-2-403; now, therefore,

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 58, Chapter 2, is amended by adding the following new part:

**58-2-901.**

This part shall be known and may be cited as the "Facilitating Business Rapid Response to State-Declared Disaster Act."

**58-2-902.**

As used in this part:

(1) "Critical infrastructure" means real and personal property and equipment, including, but not limited to, buildings, offices, lines, poles, pipes, structures, and equipment that:

(A) Is owned or used by or for telecommunications service networks, mobile telecommunications service networks, internet access service networks, video programming service networks, direct-to-home satellite television programming service facilities, electric generation, transmission and distribution systems, gas distribution systems, fuel supply systems, including such systems for gasoline, diesel, biodiesel, heating fuel, jet fuel, and propane, water pipelines, and related support facilities; and

(B) Services multiple customers or citizens;

(2) "Disaster" has the same meaning as defined in § 58-2-101;

(3) "Disaster or emergency related work" means:

(A) Repairing, renovating, installing, building, and rendering services or other business activities that relate to critical infrastructure that has been damaged, impaired, or destroyed during a disaster or emergency; and

(B) Any activities conducted in good faith before a potential disaster or emergency to prepare for the provision of the work described in subdivision (2)(A);

(4) "Disaster response period" means the period that begins ten (10) days before the date of the earliest event establishing a disaster or emergency and that ends one hundred twenty (120) days thereafter, or such later date as may be set by the governor or president of the United States;

(5) "Emergency" has the same meaning as defined in § 58-2-101;

(6) "Licensed business" means a business entity that is currently licensed to do business in this state;

(7) "Responding out-of-state business" means a business entity that, except for work related to a disaster or emergency, has no presence in this state, conducts no business in this state, and whose services are requested by a licensed business or by this state or a local government for purposes of performing disaster or emergency related work in this state, including, but not limited to, a business entity that is affiliated with a licensed business solely through common ownership and otherwise meets this definition of a responding out-of-state business; and

(8) "Responding out-of-state employee" means an employee of a responding out-of-state business or licensed business who does not work in this state, except for disaster or emergency related work.

**58-2-903.**

(a) Notwithstanding any law to the contrary, responding out-of-state businesses and responding out-of-state employees shall pay the following transaction taxes and fees, when the tax or fee is determined, collected, remitted, and reported by others duly registered and required to collect such taxes and fees:

(1) Fuel excise taxes imposed under title 67, chapter 3;

(2) State and local sales and use taxes imposed under title 67, chapter 6;

(3) Local hotel occupancy taxes imposed under title 67, chapter 4, part 14;

(4) Taxes imposed on the purchase or consumption of alcoholic beverages and beer under title 57; and

(5) Any other transaction tax or fee assessed, collected, or imposed on specific transactions or activities in the usual course of business without imposing any obligation on a responding out-of-state business or responding out-of-state employee to register, file a return, or otherwise self-report and remit the tax or fee due.



(b) Notwithstanding any law to the contrary, tangible personal property of a responding out-of-state business, upon being installed or affixed to real property within this state, sold or transferred to in-state persons, or otherwise coming to rest and acquiring situs within this state, is subject to use tax, ad valorem tax, and any other tax imposed directly or indirectly on such property.

(c) This part does not limit or otherwise alter or amend the power of a court to exercise personal or in rem jurisdiction over responding out-of-state businesses, responding out-of-state employees, or their property; provided, that such jurisdiction must not be used as a basis to impose a tax, fee, or other obligation contrary to this part.

(d) This part does not confer immunity from criminal prosecution in a court of this state.

**58-2-904.**

(a) A responding out-of-state employee:

(1) Must not be considered to have established residency or a presence in this state that would require the employee or the employee's employer to administer, file, or pay taxes or fees or to be subjected to pay any other state or local tax or fee, except as expressly provided for in this part; and

(2) When holding a license, certificate, or other permit issued by the state of the employee's permanent residence or any other state as evidence that the employee is qualified to perform professional, mechanical, or other services, must be deemed licensed, certified, or permitted by this state to render disaster or emergency related work involving such professional, mechanical, or other services and must not be required to register, report, or pay any tax or fee related to such licensure, certification, or permitting in this state.

(b) A responding out-of-state business does not establish a level of presence during a disaster response period that would require the business to register, file, or remit state or local taxes or that would subject that business to any state licensing or registration requirements.

(c) Except as otherwise provided in this part, the protections afforded by this section must be interpreted broadly to relieve a responding out-of-state business and a responding out-of-state employee from any obligation to provide, require, or remit documentation, registration, taxes, fees, or other submissions or filings with this state or its political subdivisions, including, but not limited to, the following:

(1) Unemployment insurance;

(2) State and local occupational licensing fees;

(3) Registration for state and local sales and use tax, imposed by title 67, chapter 6, or any requirement to collect tax, file returns, or otherwise self-report or remit any sales or use tax to this state as a result of or in relation to any disaster or emergency related work;

(4) Any registration or regulation of businesses or public utilities by the secretary of state, public utilities commission, or any other agency or instrumentality of this state; and

(5) The franchise and excise tax imposed by title 67, chapter 4, parts 20 and 21, the business tax imposed by title 67, chapter 4, part 7, and any other state or local tax on or measured by, in whole or in part, net or gross income or receipts, so that all disaster or emergency related work of the responding out-of-state business that is conducted in this state must be disregarded with respect to any filing requirements for such tax, including the filing required for a unitary or combined group of which the responding out-of-state business may be a part. If an affiliate of a responding out-of-state business is required to file a combined or consolidated return, the responding out-of-state business's income, revenue, or receipts from disaster or emergency related work in this state must not be sourced to this state and must not otherwise impact or increase the amount of income, revenue, or receipts apportioned to this state.

**58-2-905.**

After a disaster response period, if a responding out-of-state business or a responding out-of-state employee remains in this state:

(1) Such business or individual loses the protections of this part; and

(2) For purposes of computing franchise and excise tax imposed by title 67, chapter 4, parts 20 and 21, and the business tax imposed by title 67, chapter 4, part 7, the computation must include in the tax base net or gross income or receipts from activities transacted during the disaster response period.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

Senator Watson moved that the Senate concur in House Amendment No. 1 to **Senate Bill No. 624**, which motion prevailed by the following vote:

Ayes . . . . .	31
Noes . . . . .	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--31.

A motion to reconsider was tabled.

**HOUSE BILL ON SENATE AMENDMENT**

**House Bill No. 471** -- Sunset Laws -- As introduced, extends the bureau of TennCare within the department of finance and administration to June 30, 2022. Amends TCA Title 4, Chapter 29; Title 4, Chapter 3, Part 10 and Title 71.

Senator Roberts moved that the Senate refuse to recede from its action in adopting Senate Amendment No. 1 to **House Bill No. 471**, which motion prevailed.

**SENATE BILL ON HOUSE AMENDMENT**

**Senate Bill No. 28** -- Public Health -- As introduced, creates the state Alzheimer's disease and related dementia advisory council. Amends TCA Title 4; Title 68, Chapter 11, Part 14 and Title 71.

**HOUSE AMENDMENT NO. 3**

AMEND by deleting 71-2-117(c)(1)(J) and (K) in Section 2 and substituting instead the following:

(J) A representative of the Tennessee Health Care Association, to be appointed by the executive director;

(K) A representative of LeadingAge Tennessee, to be appointed by the executive director; and

(L) Any other person possessing relevant experience with Alzheimer's disease and related dementia care, to be appointed by the executive director.

Senator Crowe moved that the Senate concur in House Amendment No. 3 to **Senate Bill No. 28**, which motion prevailed by the following vote:

Ayes . . . . .	31
Noes . . . . .	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--31.

A motion to reconsider was tabled.

**SENATE BILL ON HOUSE AMENDMENT**

**Senate Bill No. 510** -- Insurance Companies, Agents, Brokers, Policies -- As introduced, enacts the "Tennessee Right to Shop Act." Amends TCA Title 8; Title 33; Title 56; Title 63 and Title 68.

**HOUSE AMENDMENT NO. 1**

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 56, Chapter 7, is amended by adding the following as a new part:

**56-7-3501.** This part shall be known and may be cited as the "Tennessee Right to Shop Act."

**56-7-3502.** As used in this part:

(1) "Allowed amount" means the contractually agreed upon amount paid by a carrier to a healthcare entity participating in the carrier's network;

(2) "Commissioner" means the commissioner of commerce and insurance;

(3) "Comparable healthcare service":

(A) Means any shoppable non-emergency outpatient healthcare service or bundle of services; and

(B) Includes, but is not limited to, physical and occupational therapy services; radiology and imaging services; laboratory services; and infusion therapy;

(4) "Department" means the department of commerce and insurance;

(5) "Health plan" means health insurance coverage as defined in § 56-7-109;

(6) "Healthcare entity" means:

(A) Any healthcare facility licensed under title 33 or 68; and

(B) Any healthcare provider licensed under title 63 or 68;

(7) "Insurance carrier" or "carrier" means a health insurance entity as defined in § 56-7-109; and

(8) "Shopping and decision support program" means the program established by a carrier pursuant to this part.

**56-7-3503.**

(a)(1) Beginning upon approval of the next health insurance rate filing on or after January 1, 2020, a carrier offering a health plan in this state shall implement a shopping and decision support program that provides shopping capabilities and decision support services for enrollees in a health plan. Beginning upon approval of health plans offered on or after January 1, 2021, a carrier shall provide incentives for enrollees in a health plan who elect to receive a comparable

healthcare service from a network provider that is covered by the health plan and that is paid less than the average allowed amount paid by that carrier to network providers for that comparable healthcare service before and after an enrollee's out-of-pocket limit has been met.

(2) Incentives, effective January 1, 2021, may be calculated as a percentage of the difference between the amount actually paid by the carrier for a given comparable healthcare service and the average allowed amount for that service. Incentives may be provided as a cash payment to the enrollee, a credit toward the enrollee's annual in-network deductible and out-of-pocket limit, or a credit or reduction of a premium, a copayment, cost sharing, or a deductible.

(3) The shopping and decision support program must provide each enrollee with at least fifty percent (50%) of the carrier's saved costs for each comparable healthcare service resulting from shopping by the enrollee. However, the shopping and decision support program may exclude incentive payments, credits, or reductions for services where the savings to the carrier is fifty dollars (\$50.00) or less.

(4) The average allowed amount must be based on the actual allowed amounts paid to network providers under the enrollee's health plan within a reasonable timeframe, not to exceed one (1) year.

(5) Annually, at enrollment or renewal, a carrier shall provide, at a minimum, notice to enrollees of the right to obtain information described in subdivision (a)(4) and the process for obtaining the information, and a description of how to earn the incentives. A carrier shall provide this notice on the carrier's website and in health plan materials provided to enrollees.

(b) An insurance carrier shall make the shopping and decision support program available as a component of all health plans offered by the carrier in this state.

(c) Prior to offering the shopping and decision support program to any enrollee, a carrier shall file a description of the shopping and decision support program established by the carrier pursuant to this section with the department. The insurance carrier has discretion as to the appropriate format for providing the information required and may customize the format in order to provide the most relevant information necessary to permit the department to determine compliance. The department may review the filing made by the carrier to determine if the carrier's shopping and decision support program complies with this section.

(d)(1) Beginning January 1, 2022, a carrier shall annually file with the department for the most recent calendar year the total number of comparable healthcare service incentive payments made pursuant to this section, the use of comparable healthcare services by category of service for which comparable healthcare service incentive payments

were made, the total incentive payments made to enrollees, the average amount of incentive payments made by service for the transactions, and the total number and percentage of a carrier's enrollees that participated in the transactions.

(2) Beginning in 2022 and by April 1 of each year thereafter, the commissioner shall submit an aggregate report for all carriers filing the information required by this subsection (d) to the commerce and labor committee of the senate and the insurance committee of the house of representatives. The commissioner may set reasonable limits on the annual reporting requirements on carriers to focus on the more popular comparable healthcare services.

**56-7-3504.**

(a) Beginning upon approval of the next health insurance rate filing on or after January 1, 2020, a carrier offering a health plan in this state shall comply with this section.

(b)(1) A carrier shall make available an interactive member portal and a toll-free phone number that enables an enrollee to request and obtain from the carrier information on the average payments made by the carrier to network entities or providers for comparable healthcare services, as well as quality data for those providers, to the extent available.

(2) The member portal and toll-free phone number must allow an enrollee seeking information about the cost of a particular healthcare service to estimate out-of-pocket costs applicable to that enrollee's health plan and compare the average allowed amount paid to a network provider for the procedure or service under the enrollee's health plan within a reasonable timeframe not to exceed one (1) year.

(3) The out-of-pocket estimate must provide a good faith estimate based on the information provided by the enrollee or the enrollee's provider of the amount the enrollee will be responsible to pay out-of-pocket for a proposed non-emergency procedure or service that is determined by the carrier to be a medically necessary covered benefit from a carrier's network provider, including any copayment, deductible, coinsurance, or other out-of-pocket amount for any covered benefit, based on the information available to the carrier at the time the request is made, and subject to further medical necessity review by the carrier. A carrier shall contract with a third-party vendor to comply with this subsection (b).

(4) A carrier shall provide the information described in this subsection (b) by the carrier's member portal and toll-free phone number even if the enrollee requesting the information has exceeded the enrollee's deductible or out-of-pocket costs according to the enrollee's health plan. Existing transparency mechanisms or programs

that estimate out-of-pocket costs for enrollees still within their deductible qualify under this section as long as those mechanisms or programs continue to disclose the estimated average allowed amount even after an enrollee has exceeded the enrollee's deductible as well as any estimated out-of-pocket cost.

(c) Nothing in this section prohibits a carrier from imposing cost-sharing requirements disclosed in the enrollee's policy, contract, or certificate of coverage for unforeseen healthcare services that arise out of the non-emergency procedure or service or for a procedure or service provided to an enrollee that was not included in the original estimate.

(d) A carrier shall notify an enrollee that the provided costs are estimated costs, and that the actual amount the enrollee will be responsible to pay may vary due to unforeseen services that arise out of the proposed non-emergency procedure or service.

**56-7-3505.**

At the request of a patient, a healthcare entity shall provide a copy of an order for a comparable healthcare service within two (2) business days of the request.

**56-7-3506.**

The state insurance committee, created by § 8-27-201, shall publish a report no later than January 1, 2020, on examples of shared savings incentive programs that directly incentivize current enrollees and retirees to shop for lower cost care in other states and consider implementation of such a program in this state. The state insurance committee may implement such a program as part of the next open enrollment period if it is believed to be cost effective. The state insurance committee shall share the report in writing to the government operations committees in both the senate and house of representatives.

**56-7-3507.**

The commissioner is authorized to promulgate rules as necessary to implement this part. The rules must be promulgated in accordance with the Uniform Administrative Procedures Act, compiled in title 4, chapter 5.

**56-7-3508.**

Except for § 56-7-3506, and notwithstanding § 56-7-1005, this part does not apply to:

(1) Any group insurance plan offered under title 8, chapter 27;

(2) Any managed care organization contracting with the state to provide insurance through the TennCare program or the CoverKids program; or

(3) Any plan described in Section 1251 of the federal Patient Protection and Affordable Care Act (42 U.S.C. § 18011) and Section 2301 of the federal Health Care and Education Reconciliation Act.

**56-7-3509.**

Notwithstanding this part, the total value of incentives offered to any one (1) enrollee must not exceed six hundred dollars (\$600) in any year.

SECTION 2. For purposes of promulgating rules, this act shall take effect upon becoming a law, the public welfare requiring it. For all other purposes, this act shall take effect January 1, 2020, the public welfare requiring it, and shall apply to all health plans entered into or renewed on or after that date.

Senator Roberts moved that the Senate nonconcur in House Amendment No. 1 to **Senate Bill No. 510**, which motion prevailed.

**HOUSE AMENDMENT NO. 3**

AMEND by deleting § 56-7-3502(1) in Section 1 and substituting the following:

(1) "Allowed amount" means the contractually agreed upon payment amount between a carrier and a healthcare entity participating in the carrier's network, excluding any member deductible, copay, or other obligation;

AND FURTHER AMEND by deleting § 56-7-3502(3) in Section 1 and substituting the following:

(3) "Comparable healthcare service" means the following outpatient healthcare services:

- (A) Physical and occupational therapy;
- (B) Radiology and imaging;
- (C) Laboratory services; and
- (D) Infusion therapy;

AND FURTHER AMEND by deleting the language "Beginning upon approval of health plans offered on or after January 1, 2021" in § 56-7-3503(a)(1) in SECTION 1 and substituting the language "Beginning on January 1, 2021".

AND FURTHER AMEND by deleting the language "resulting from shopping by the enrollee" in § 56-7-3503(a)(3) in Section 1.

AND FURTHER AMEND by deleting the word "shall" in the last sentence of § 56-7-3504(b)(3) in Section 1 and substituting the word "may".

AND FURTHER AMEND by deleting the language "healthcare entity" in § 56-7-3505 in Section 1 and substituting the language "healthcare provider licensed under title 63 or 68".



AND FURTHER AMEND by deleting the language "six hundred dollars (\$600)" in § 56-7-3509 in Section 1 and substituting the language "five hundred ninety-nine dollars (\$599)".

Senator Roberts moved that the Senate nonconcur in House Amendment No. 3 to **Senate Bill No. 510**, which motion prevailed.

**CALENDAR NO. 1**

**Senate Bill No. 63** -- Education, Curriculum -- As introduced, expands career and technical education programs to middle school grades; requires the board of career and technical education to plan facilities for comprehensive career and technical training for middle school students. Amends TCA Title 49.

Senator Gresham moved to amend as follows:

**AMENDMENT NO. 1**

AMEND by deleting subdivision (2) in the amendatory language of Section 1 and substituting instead the following:

(2) The program shall be made accessible to students in grades six through twelve (6-12) and planned to serve at least fifty percent (50%) of the students in grades six through twelve (6-12).

AND FURTHER AMEND by deleting the amendatory language of Section 4 and substituting instead the following:

After each county, including city and special school districts, is surveyed, the board of career and technical education shall plan facilities for comprehensive career and technical training for middle school students. The middle school programs may be conducted in any of the facilities where space and resources are available to high school students in accordance with subsection (c), or may be conducted in existing middle school facilities.

AND FURTHER AMEND by deleting the effective date section and adding the following new sections:

SECTION 7. Tennessee Code Annotated, Title 49, Chapter 11, Part 1, is amended by adding the following language as a new section:

(a) The department of education is encouraged to begin preparing students in middle school grades for a career and technical education (CTE) pathway by introducing students to career exploration opportunities that allow students to explore a wide variety of high-skill, high-wage, or in-demand career fields.

(b) The department of education is encouraged to:

(1) Provide career exploration and career development activities through an organized, systematic framework designed to aid students in the middle school grades, before enrolling and while participating in a career and technical education program, in making informed plans and decisions about future education and career opportunities and programs of study, which may include:

(A) Introductory courses or activities focused on career exploration and career awareness, including nontraditional fields;

(B) Readily available career and labor market information, including information on:

(i) Occupational supply and demand;

(ii) Educational requirements;

(iii) Other information on careers aligned to state or local priorities, as applicable; and

(iv) Employment sectors;

(C) Programs and activities related to the development of student graduation and career plans;

(D) Career guidance and academic counselors that provide information on postsecondary education and career options;

(E) Any other activity that advances knowledge of career opportunities and assists students in making informed decisions about future education and employment goals, including nontraditional fields; or

(F) Providing students with strong experience in, and a comprehensive understanding of, all aspects of an industry; and

(2) Provide professional development opportunities for teachers and faculty related to CTE for students in middle school grades.

SECTION 8. Sections 1 through 6 of this act shall take effect July 1, 2019, the public welfare requiring it, and shall apply to the 2019-2020 school year and each school year thereafter. Section 7 of this act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 63**, as amended, passed its third and final consideration by the following vote:

Ayes ..... 30  
Noes ..... 0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, White, Yager, Yarbro and Mr. Speaker McNally--30.

A motion to reconsider was tabled.

**FURTHER ACTION ON HOUSE BILL NO. 268**

Thereupon, **House Bill No. 268** passed its third and final consideration by the following vote:

Ayes .....	27
Noes .....	3

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gilmore, Gresham, Haile, Jackson, Johnson, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Southerland, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--27.

Senators voting no were: Gardenhire, Hensley and Stevens--3.

A motion to reconsider was tabled.

**Senate Bill No. 403** -- Criminal Offenses -- As introduced, requires a mandatory 30-day sentence for theft of a firearm; creates the Class D felony offense of bringing a telecommunication device into a penal institution; revises other various provisions of criminal law. Amends TCA Title 39; Title 40 and Title 55.

On motion, Senate Bill No. 403 was made to conform with **House Bill No. 167**.

On motion, House Bill No. 167, on same subject, was substituted for Senate Bill No. 403.

Senator Bell moved that Amendment No. 1 be placed at the heel of the Amendments, which motion prevailed.

Senator Bell moved that Amendment No. 2 be placed at the heel of the Amendments, which motion prevailed.

Senator Watson moved to amend as follows:

**AMENDMENT NO. 3**

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 39-13-115, is amended by deleting subdivision (b)(1)(B)(i) and substituting instead the following:

(i) Has two (2) or more prior convictions for driving under the influence of an intoxicant, as defined in § 55-10-401; or

SECTION 2. Tennessee Code Annotated, Section 39-13-115, is further amended by deleting subdivision (b)(2)(B) and substituting instead the following:

(B) Has one (1) prior conviction for driving under the influence of an intoxicant, as defined in § 55-10-401.

SECTION 3. Tennessee Code Annotated, Title 55, Chapter 10, Part 6, is amended by deleting the part and substituting instead the following:

A person whose driver license has been revoked or restricted due solely to the person's status as a motor vehicle habitual offender prior to July 1, 2019, may petition the court that originally made such a finding to reinstate the person's driver license. Upon receiving a petition for a reinstated driver license, the court shall determine whether the person's driver license was subject to revocation or restriction under prior law due solely to the person's status as a motor vehicle habitual offender and, if so, order the reinstatement of the person's driver license. The person may provide a copy of the court's order to the department of safety, which shall then reissue the person's driver license without restriction.

SECTION 4. Tennessee Code Annotated, Section 39-16-609, is amended by deleting subsections (d) - (f) and substituting instead the following:

(d) Failure to appear is a Class A misdemeanor.

(e) Any sentence received for a violation of this section must be ordered to be served consecutively to any sentence received for the offense for which the defendant failed to appear.

SECTION 5. Tennessee Code Annotated, Section 40-7-120, is amended by deleting subsection (g) and substituting instead the following:

(g) The citation must give notice to the person cited that the person's failure to appear as ordered is punishable as a separate misdemeanor offense. Each citation issued pursuant to this section must have printed on it in large, conspicuous block letters, the following:

NOTICE: FAILURE TO APPEAR IN COURT ON THE DATE ASSIGNED BY THIS CITATION WILL RESULT IN YOUR ARREST FOR A SEPARATE CRIMINAL OFFENSE WHICH IS PUNISHABLE BY A JAIL SENTENCE OF UP TO ELEVEN (11) MONTHS, TWENTY-NINE (29) DAYS AND/OR A FINE OF UP TO TWO THOUSAND FIVE HUNDRED DOLLARS (\$2,500).

SECTION 6. Tennessee Code Annotated, Section 40-7-120(h), is amended by deleting the language "six (6) months, or by a fine of not more than two hundred fifty dollars (\$250)" and substituting instead the language "eleven (11) months, twenty-nine (29) days, or by a fine of not more than two thousand five hundred dollars (\$2,500)".

SECTION 7. Tennessee Code Annotated, Section 39-16-201, is amended by deleting subsections (b) and (c) and substituting instead the following:

(b) It is unlawful for any person to:

(1) Knowingly and with unlawful intent take, send, or otherwise cause to be taken into any penal institution where prisoners are quartered or under custodial supervision:

(A) Any weapon, ammunition, or explosive;

(B) Any intoxicant, legend drug, controlled substance, or controlled substance analogue found in chapter 17, part 4 of this title; or

(C) Any telecommunication device; or

(2) Knowingly and with unlawful intent possess any of the following materials while present in any penal institution where prisoners are quartered or under custodial supervision without the express written consent of the chief administrator of the institution:

(A) Any weapon, ammunition, or explosive; or

(B) Any intoxicant, legend drug, controlled substance, or controlled substance analogue found in chapter 17, part 4 of this title.

(c)(1) A violation of subdivision (b)(1)(A) or (b)(2)(A) is a Class C felony.

(2) A violation of subdivision (b)(1)(B), (b)(1)(C), or (b)(2)(B) is a Class D felony.

SECTION 8. Tennessee Code Annotated, Section 39-14-105, is amended by adding the following new subsection:

(d) Notwithstanding subsection (a), theft of a firearm shall be punished by confinement for not less than thirty (30) days in addition to any other penalty authorized by law.

SECTION 9. Tennessee Code Annotated, Section 55-10-405, is amended by deleting subsection (c) and substituting instead the following:

(c) For purposes of determining if a person convicted of a violation of § 55-10-401 is a multiple offender, a prior conviction for vehicular assault under § 39-13-106, aggravated vehicular assault under § 39-13-115, vehicular homicide under § 39-13-213(a)(2), or aggravated vehicular homicide under § 39-13-218 shall be treated the same as a prior conviction for driving under the influence of an intoxicant under § 55-10-401; provided, the person was convicted of the prior offense at any time before committing the present violation of § 55-10-401, regardless of whether the prior offense occurred within ten (10) years of the date of the present violation.

SECTION 10. Tennessee Code Annotated, Section 55-10-405(a), is amended by deleting the language "For the sole purpose of enhancing the punishment for a violation" and substituting instead the language "Except as provided in subsection (c), for the sole purpose of enhancing the punishment for a violation".

SECTION 11. Tennessee Code Annotated, Section 55-10-402, is amended by deleting subdivision (a)(4), substituting instead the following, and redesignating the subsequent subdivision:

(4) Any person violating § 55-10-401, upon conviction for a fourth offense, shall be sentenced as a felon to serve not less than one hundred fifty (150) consecutive days nor more than the maximum punishment authorized for the appropriate range of a Class E felony.

(5)(A) Any person violating § 55-10-401, upon conviction for a fifth offense, shall be sentenced as a Class D felon and shall be sentenced to serve not less than the minimum sentence of imprisonment established in subdivision (a)(4) for a fourth offender, and not more than the maximum punishment authorized for the appropriate range of a Class D felony. This subdivision (a)(5) applies if the person:

(i) Has at least four (4) previous convictions for violations of § 55-10-401, or any other applicable prior conviction as described in § 55-10-405(c);

(ii) Commits a fifth violation of § 55-10-401; and

(iii) Commits the fifth violation on or after July 1, 2019.

(B) In addition to the required term of imprisonment for a fifth offense, all of the collateral consequences of a violation of § 55-10-401, including a fine, forfeiture, driver license suspension or revocation, interlock, transdermal, and other monitoring devices, substance abuse assessments, in-patient or out-patient treatment, drug court or DUI court, and conditions of probation shall also apply to a fifth offender.

SECTION 12. Tennessee Code Annotated, Section 40-35-501, is amended by adding the following as a new subsection:

(v) There shall be no release eligibility for a person committing the offense of driving under the influence, as defined in § 55-10-401, on or after January 1, 2019, if the person has at least six (6) prior convictions for driving under the influence, as determined under § 55-10-405. The person shall serve one hundred percent (100%) of the sentence imposed by the court less sentence credits earned and retained; however, no sentence reduction credits authorized by § 41-21-236 or any other law shall operate to reduce the sentence imposed by the court by more than fifteen percent (15%).

SECTION 13. Tennessee Code Annotated, Section 55-10-402(f)(1), is amended by deleting the last sentence of the subdivision and substituting instead the following:

The sheriff or chief administrative officer of a local jail or workhouse may use alternative facilities for the incarceration of an offender convicted of a violation of § 55-10-401.

SECTION 14. Section 3 of this act that authorizes a person whose driver license has been revoked or restricted prior to July 1, 2019, to petition a court for reinstatement of the person's driver license shall take effect thirty (30) days after the date upon which the commissioner of safety provides written notification to the secretary of state and the

executive secretary of the Tennessee code commission that the department of safety's "A-list" driver license program is capable of implementing this act, or it shall take effect January 1, 2020, whichever is earlier, the public welfare requiring it. For all other purposes, this act shall take effect July 1, 2019, the public welfare requiring it.

On motion, Amendment No. 3 was adopted.

On motion of Senator Bell, Amendment No. 1 was withdrawn.

On motion of Senator Bell, Amendment No. 2 was withdrawn.

Senator Stevens moved that **House Bill No. 167**, as amended, be moved ten places down on the Calendar No. 1 for today, which motion prevailed.

Senator Gardenhire moved that **Senate Bill No. 544** be placed on the Calendar for Wednesday, May 1, 2019, which motion prevailed.

**Senate Bill No. 649** -- Courts -- As introduced, makes various changes to zero to three courts, including adding five additional courts, extending such courts to January 1, 2025, and allowing such courts to reinstate a revoked or suspended driver license of a party to an action before the court and waive unpaid fines and fees based on the party's satisfactory progress toward meeting the goals of the court. Amends TCA Title 16; Title 36; Title 37 and Chapter 366 of the Public Acts of 2017.

Senator Bell moved that Amendment No. 1 be placed behind Amendment No. 2, which motion prevailed.

Senator Watson moved to amend as follows:

**AMENDMENT NO. 2**

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 37-1-902(b)(6), is amended by adding the following language to the end of the subdivision:

It is the intent of the general assembly that in appropriate circumstances vetted, trained, and approved safe baby court volunteers be utilized to the fullest extent possible.

SECTION 2. Tennessee Code Annotated, Section 37-1-902(c), is amended by deleting the subsection and substituting instead the following:

(c) As used in this part, "zero to three court program" and "safe baby court" means any court program created within this state that seeks to accomplish the goals stated in subsection (b) and that is established by a judge with jurisdiction over juvenile court matters. Except as provided in Section 6, a safe baby court has the same powers as the court that created it.

SECTION 3. Tennessee Code Annotated, Section 37-1-903(a), is amended by designating the existing language as subdivision (a)(1) and adding the following language as a new subdivision (a)(2):

(2) On January 1, 2020, there are established five (5) safe baby courts throughout this state. These courts are in addition to other zero to three court programs and safe baby courts established in this state prior to the effective date of this act. The establishment of additional safe baby courts is authorized as funding permits.

SECTION 4. Tennessee Code Annotated, Section 37-1-903, is amended by deleting subsection (b) and substituting instead the following:

(b)(1) The administrative office of the courts, in consultation with the department of children's services, the department of mental health and substance abuse services, and the council of juvenile and family court judges, shall determine the location of each program.

(2) The department of children's services, in consultation with the administrative office of the courts, the department of mental health and substance abuse services, and the council of juvenile and family court judges shall establish at least one (1) program within each of the three (3) grand divisions and shall seek to serve both rural and urban populations.

(3) The administrative office of the courts, the council of juvenile and family court judges, the department of children's services, and the department of mental health and substance abuse services are authorized to collaborate for the purpose of developing a strategy for safe baby court programs to expand services into adjacent counties where the judges of the juvenile courts of each county agree to share resources and the department of children's services has the staffing and resource capacity to provide coverage of safe baby courts in the adjacent counties.

SECTION 5. Tennessee Code Annotated, Section 37-1-903(c)(2), is amended by deleting the subdivision in its entirety and substituting instead:

(2) Collecting and compiling safe baby court program data, including annual reports from each zero to three court program and safe baby court. The department of children's services shall create and disseminate an annual report to the director of the administrative office of the courts, the commissioner of the department of mental health and substance abuse services, the council of juvenile and family court judges, and the chairs of the judiciary committees of the house of representatives and the senate. The annual report must summarize the results of the programs' operations during the previous calendar year, including data on outcomes achieved in safe baby courts compared to the outcomes achieved by other courts exercising similar jurisdiction, any cost savings associated with the achievement of the goals stated in § 37-1-902, and program feedback from safe baby court judges. Each zero to three court program and safe baby court established on or before January 1, 2018, shall submit program data and an annual report as described in this subdivision (c)(2) to the department of children's services, the department of mental health and substance



abuse services, the administrative office of the courts, and the council of juvenile and family court judges by February 1 of each year. Each safe baby court established on January 1, 2020, shall submit program data and an annual report as described in this subdivision (c)(2) to the department of children's services, the department of mental health and substance abuse services, the administrative office of the courts, and the council of juvenile and family court judges by February 1, 2021, and each following February 1;

SECTION 6. Tennessee Code Annotated, Title 37, Chapter 1, Part 9, is amended by adding the following new section:

A juvenile court matter that meets the safe baby court program criteria may be referred to a safe baby court program at any time during the pendency of the proceeding. If a matter is transferred to a safe baby court program, any permanency plan already in place must be scheduled for a review hearing by the court within thirty (30) days of the transfer to safe baby court.

SECTION 7. Tennessee Code Annotated, Title 37, Chapter 1, Part 9, is amended by adding the following new section:

This part does not preclude the ability of a safe baby court to apply for and receive matching monetary grants in addition to funds allotted to safe baby court programs from the department of children's services, the department of mental health and substance abuse services, and the administrative office of the courts.

SECTION 8. Tennessee Code Annotated, Title 37, Chapter 1, Part 9, is amended by adding the following new section:

A party's participation in a safe baby court program may be terminated at the discretion of the court if the party fails to comply with the program requirements.

SECTION 9. Tennessee Code Annotated, Title 37, Chapter 1, Part 9, is amended by adding the following new section:

To assist in the development of rules and regulations and to ensure that the views of the safe baby court community are appropriately communicated to the commissioner of children's services, the director of the administrative office of the courts, and the commissioner of mental health and substance abuse services, there is created a safe baby court advisory committee. The committee members shall be named by the director of the administrative office of the courts, the commissioner of children's services, and the commissioner of mental health and substance abuse services. The commissioner of children's services will chair the committee. The committee shall strive to develop non-regulatory strategies to address issues related to the operation of safe baby courts and to facilitate necessary changes. The members of the committee serve as volunteers and shall not be paid or reimbursed for time served as committee members.

SECTION 10. Section 2 of Chapter 366 of the Public Acts of 2017, is amended by deleting the language ", and shall cease to be effective January 1, 2022".

SECTION 11. Tennessee Code Annotated, Title 37, Chapter 1, Part 9, is amended by adding the following language as a new, appropriately designated section:

This part is deleted on January 1, 2025, and is no longer effective on or after such date.

SECTION 12. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 2 was adopted.

On motion of Senator Bell, Amendment No. 1 was withdrawn.

Thereupon, **Senate Bill No. 649**, as amended, passed its third and final consideration by the following vote:

Ayes . . . . .	30
Noes . . . . .	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--30.

A motion to reconsider was tabled.

**Senate Bill No. 571** -- Professions and Occupations -- As introduced, allows certain persons who receive certified occupational training as a prisoner or a student in a high school technical training class to receive equivalent credit toward an occupational license relating to the training received. Amends TCA Title 4, Chapter 6, Part 1; Title 37; Title 38; Title 41; Title 49; Title 62 and Title 63.

On motion, Senate Bill No. 571 was made to conform with **House Bill No. 353**.

On motion, House Bill No. 353, on same subject, was substituted for Senate Bill No. 571.

Senator Bailey moved to amend as follows:

**AMENDMENT NO. 1**

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 11, Part 1, is amended by adding the following as a new section:

(a) Persons who receive certified comprehensive career and technical training in high school and post high school pursuant to § 49-11-104 are eligible to receive equivalent credit towards the receipt of professional and occupational licenses relating to the training received. This section applies to all professions and occupations regulated under title 62, except:

- (1) Certified public accountants, regulated under title 62, chapter 1;
- (2) Architects and engineers, regulated under title 62, chapter 2;
- (3) Ginseng dealers, regulated under title 62, chapter 28; and
- (4) Persons accredited under title 62, chapter 41.

(b)(1) The high school and post high school training received under this chapter must be consistent with the requirements for licensure by licensing authorities in order for persons to be eligible for equivalent credit under subsection (a).

(2) Any person aggrieved by the decision of a licensing authority concerning eligibility for equivalent credit under this section may appeal to the commissioner of commerce and insurance or the commissioner's designee for a determination of whether the training meets the requirements for licensure. An appeal under this subdivision (b)(2) must be conducted in the same manner as is provided in § 4-5-322, for a contested case hearing under the Uniform Administrative Procedures Act, compiled in title 4, chapter 5.

(c) The commissioner of commerce and insurance, in collaboration with the state board of education and the various departments charged with supervision of licensing authorities shall promulgate rules to effectuate the purposes of this act. All rules must be promulgated in accordance with the Uniform Administrative Procedures Act, compiled in title 4, chapter 5.

SECTION 2. Tennessee Code Annotated, Title 4, Chapter 6, Part 1, is amended by adding the following as a new section:

(a) Persons who receive certified occupational, career, or technical training in schools or correctional institutions pursuant to this chapter are eligible to receive equivalent credit towards the receipt of an occupational license relating to the training received.

(b)(1) The occupational, career, or technical training received pursuant to this chapter must be consistent with the requirements for licensure by licensing authorities in order for persons to be eligible for equivalent credit under subsection (a).

(2) Any person aggrieved by the decision of a licensing authority concerning eligibility for equivalent credit under this section may appeal to the commissioner of commerce and insurance or the commissioner's designee for a determination of whether the training meets the requirements for licensure. An appeal under this subdivision (b)(2) must be conducted in the same manner as is provided in § 4-5-322, for a contested case hearing under the Uniform Administrative Procedures Act, compiled in title 4, chapter 5.

(c) The commissioner of commerce and insurance, in collaboration with the commissioner of correction and the various departments charged with supervision of licensing authorities shall promulgate rules to effectuate the purposes of this act. All rules must be promulgated in accordance with the Uniform Administrative Procedures Act, compiled in title 4, chapter 5.

(d) This section applies to all professions and occupations regulated under title 62, except:

- (1) Certified public accountants, regulated under title 62, chapter 1;
- (2) Architects and engineers, regulated under title 62, chapter 2;
- (3) Ginseng dealers, regulated under title 62, chapter 28; and
- (4) Persons accredited under title 62, chapter 41.

SECTION 3. For the purpose of promulgating rules, this act shall take effect July 1, 2019, the public welfare requiring it. For all other purposes, this act shall take effect January 1, 2020, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **House Bill No. 353**, as amended, passed its third and final consideration by the following vote:

Ayes .....	31
Noes .....	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--31.

A motion to reconsider was tabled.

**Senate Bill No. 684** -- Criminal Offenses -- As introduced, creates the Class C felony of aggravated unlawful photographing when the defendant knowingly photographs a minor when the minor has a reasonable expectation of privacy, the photograph depicts the minor in a state of nudity, and the photography was taken for the purpose of sexual gratification of the defendant; requires a person convicted of aggravated unlawful photographing to register as a sexual offender. Amends TCA Title 39 and Title 40.

On motion, Senate Bill No. 684 was made to conform with **House Bill No. 830**.

On motion, House Bill No. 830, on same subject, was substituted for Senate Bill No. 684.

**House Bill No. 830** passed its third and final consideration by the following vote:

Ayes .....	31
Noes .....	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--31.

A motion to reconsider was tabled.

**Senate Bill No. 727** -- Election Laws -- As introduced, requires the coordinator of elections to continue to study convenience voting in other states and periodically update the general assembly by January 31 every odd-numbered year. Amends TCA Title 2, Chapter 3, Part 3.

On motion, Senate Bill No. 727 was made to conform with **House Bill No. 1077**.

On motion, House Bill No. 1077, on same subject, was substituted for Senate Bill No. 727.

Senator Dickerson moved to amend as follows:

**AMENDMENT NO. 1**

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 2-3-302, is amended by adding the following as a new subsection:

(f) This part applies only in counties having a population of not less than forty-four thousand five hundred (44,500) nor more than forty-four thousand six hundred (44,600), in counties having a population of not less than one hundred thirteen thousand nine hundred (113,900) nor more than one hundred fourteen thousand (114,000), and in counties having a population of not less than one hundred eighty-three thousand one hundred (183,100) nor more than one hundred eighty-three thousand two hundred (183,200), according to the 2010 federal census or any subsequent federal census.

SECTION 2. Tennessee Code Annotated, Section 2-3-302, is further amended by deleting subsection (a) in its entirety, and substituting instead the following:

(a) After the required approval of the project plan for the convenient voting centers, the county election commission may create a program that establishes convenient voting centers within the county pursuant to § 2-3-303 for local elections conducted in 2019, and for federal, state, and local elections held in 2020.

SECTION 3. Tennessee Code Annotated, Section 2-3-302, is amended by adding the following as new subsections:

( ) Prior to closing a polling location due to the opening or availability of a convenient voting center, the county election commission shall announce a thirty-day period in which the commission shall receive public comment from registered voters regarding the closing of the polling location.

( ) If a polling location is closed due to the opening of a convenient voting center, the county election commission shall endeavor to ensure that convenient voting centers are located in locations convenient to voters who had been assigned to the closed polling location.

( ) If a polling location is closed due to the opening of a convenient voting center, the county election commission shall post signage on election day, and during the early voting period if that polling location was used as an early voting center, in a

conspicuous manner on or near the entrances to the closed polling location that states that the polling location is closed and that provides the address of each convenient voting center. The posting requirement must be met until after the next November statewide general election following the closure.

SECTION 4. This act shall take effect on July 1, 2019, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **House Bill No. 1077**, as amended, passed its third and final consideration by the following vote:

Ayes . . . . .	29
Noes . . . . .	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Massey, Niceley, Pody, Powers, Reeves, Roberts, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--29.

A motion to reconsider was tabled.

**Senate Bill No. 804** -- Consumer Protection -- As introduced, transfers responsibilities concerning the Tennessee Consumer Protection Act of 1977 from the department of commerce and insurance to the attorney general and reporter; creates a division of consumer affairs within the office of the attorney general and reporter. Amends TCA Title 4; Title 47, Chapter 18; Title 47, Chapter 23 and Title 63.

Senator Yarbrow declared Rule 13 on **Senate Bill No. 804**.

On motion, Senate Bill No. 804 was made to conform with **House Bill No. 948**.

On motion, House Bill No. 948, on same subject, was substituted for Senate Bill No. 804.

On motion of Senator Bailey, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 948** passed its third and final consideration by the following vote:

Ayes . . . . .	29
Noes . . . . .	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager and Mr. Speaker McNally--29.

A motion to reconsider was tabled.

**Senate Bill No. 806** -- Criminal Procedure -- As introduced, splits the electronic monitoring indigency fund into two accounts to be used to pay for ignition interlock devices for indigent defendants and to pay, subject to local matching funds, for transdermal monitoring devices, other

alcohol and drug monitoring devices, and global positioning monitoring devices for indigent defendants. Amends TCA Title 39; Title 40; Title 55 and Title 69, Chapter 9.

On motion, Senate Bill No. 806 was made to conform with **House Bill No. 950**.

On motion, House Bill No. 950, on same subject, was substituted for Senate Bill No. 806.

On motion of Senator Bell, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 950** passed its third and final consideration by the following vote:

Ayes . . . . .	29
Noes . . . . .	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager and Mr. Speaker McNally--29.

A motion to reconsider was tabled.

**Senate Bill No. 862** -- Domestic Violence -- As introduced, imposes a fine of not less than \$250 nor more than \$2,500 for a violation of an order of protection; directs that fine be distributed annually to the Isaiah House 117 or the Court Appointed Special Advocates Association (CASA). Amends TCA Title 39.

On motion, Senate Bill No. 862 was made to conform with **House Bill No. 516**.

On motion, House Bill No. 516, on same subject, was substituted for Senate Bill No. 862.

On motion of Senator Bell, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 516** passed its third and final consideration by the following vote:

Ayes . . . . .	30
Noes . . . . .	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Massey, Niceley, Pody, Powers, Reeves, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--30.

A motion to reconsider was tabled.

**Senate Bill No. 886** -- Taxes, Real Property -- As introduced, expands definition of agricultural land for purposes of greenbelt property tax program to include two noncontiguous tracts of land within same county totaling at least 15 acres and split only by public or private road. Amends TCA Title 67, Chapter 5, Part 10.

On motion, Senate Bill No. 886 was made to conform with **House Bill No. 809**.

**TUESDAY, APRIL 30, 2019 -- 33RD LEGISLATIVE DAY**

On motion, House Bill No. 809, on same subject, was substituted for Senate Bill No. 886.

On motion of Senator Dickerson, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 809** passed its third and final consideration by the following vote:

Ayes . . . . .	31
Noes . . . . .	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--31.

A motion to reconsider was tabled.

**Senate Bill No. 976** -- Basic Education Program (BEP) -- As introduced, excludes nonrecurring funds appropriated by a local government for schools designated to be in priority status from the maintenance of local funding requirement for each year that the school is identified as a priority school plus one additional year. Amends TCA Title 49.

On motion, Senate Bill No. 976 was made to conform with **House Bill No. 886**.

On motion, House Bill No. 886, on same subject, was substituted for Senate Bill No. 976.

On motion of Senator Gresham, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 886** passed its third and final consideration by the following vote:

Ayes . . . . .	29
Noes . . . . .	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Jackson, Johnson, Kelsey, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--29.

A motion to reconsider was tabled.

Senator Stevens moved that **House Bill No. 167**, as amended, be placed at the heel of Calendar No. 1 for today, which motion prevailed.

**Senate Bill No. 1094** -- Taxes, Sales -- As introduced, extends the period, from six months to one year, that a county or city that held an election on a resolution or ordinance levying a local option sales and use tax that was rejected is prohibited from holding another election on such tax. Amends TCA Title 67, Chapter 6.

On motion, Senate Bill No. 1094 was made to conform with **House Bill No. 907**.

On motion, House Bill No. 907, on same subject, was substituted for Senate Bill No. 1094.



**TUESDAY, APRIL 30, 2019 -- 33RD LEGISLATIVE DAY**

On motion of Senator Dickerson, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 907** passed its third and final consideration by the following vote:

Ayes ..... 29  
Noes ..... 0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--29.

A motion to reconsider was tabled.

**Senate Bill No. 1100** -- State Government -- As introduced, establishes daylight saving time as the standard time in Tennessee, subject to authorization to do so from the United States Congress. Amends TCA Section 4-1-401.

On motion, Senate Bill No. 1100 was made to conform with **House Bill No. 247**.

On motion, House Bill No. 247, on same subject, was substituted for Senate Bill No. 1100.

Thereupon, **House Bill No. 247** passed its third and final consideration by the following vote:

Ayes ..... 29  
Noes ..... 1

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--29.

Senator voting no was: Southerland--1.

A motion to reconsider was tabled.

**Senate Bill No. 1143** -- Driver Licenses -- As introduced, prevents suspension of a driver license for failure to pay fines or costs imposed for a driving offense if the person is indigent or enters into payment plan; requires person be issued restricted driver license until moneys owed the court are fully paid. Amends TCA Title 40, Chapter 24, Part 1; Title 55, Chapter 50, Part 3 and Title 55, Chapter 50, Part 5.

On motion, Senate Bill No. 1143 was made to conform with **House Bill No. 839**.

On motion, House Bill No. 839, on same subject, was substituted for Senate Bill No. 1143.

On motion of Senator Massey, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 839** passed its third and final consideration by the following vote:

Ayes . . . . . 30  
Noes . . . . . 0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbro and Mr. Speaker McNally--30.

A motion to reconsider was tabled.

**Senate Bill No. 1151** -- Education, Curriculum -- As introduced, requires that a computer science course be offered at each public high school and public charter high school beginning with the 2019-2020 school year; creates the computer science and technology in public schools task force to review, research, and recommend computer science and technology curriculum standards and frameworks and to recommend strategies to meet the state's anticipated computer science and technology workforce needs. Amends TCA Title 49, Chapter 6.

On motion, Senate Bill No. 1151 was made to conform with **House Bill No. 1339**.

On motion, House Bill No. 1339, on same subject, was substituted for Senate Bill No. 1151.

Senator Roberts moved that Amendment No. 1 be placed behind Amendment No. 2, which motion prevailed.

On motion of Senator Gresham, Amendment No. 2 was withdrawn.

On motion of Senator Roberts, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 1339** passed its third and final consideration by the following vote:

Ayes . . . . . 31  
Noes . . . . . 0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbro and Mr. Speaker McNally--31.

A motion to reconsider was tabled.

Senator Jackson moved that **Senate Bill No. 1157** be placed at the heel of Calendar No. 1 for today, which motion prevailed.

**Senate Bill No. 1161** -- Taxes, Sales -- As introduced, for sales tax purposes, requires a lessee or renter to notify the commissioner of revenue if the lease or rental price of tangible personal property and computer software is calculated on a semi-monthly or quarterly basis. Amends TCA Title 67, Chapter 6.

On motion, Senate Bill No. 1161 was made to conform with **House Bill No. 1461**.

On motion, House Bill No. 1461, on same subject, was substituted for Senate Bill No. 1161.

On motion of Senator Watson, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 1461** passed its third and final consideration by the following vote:

Ayes .....	31
Noes .....	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--31.

A motion to reconsider was tabled.

**Senate Bill No. 1163** -- Criminal Offenses -- As introduced, creates a Class A misdemeanor of violating a no contact order issued to a domestic violence victim as part of a disposition in any criminal court. Amends TCA Section 39-13-113.

Senator Bell moved to amend as follows:

#### **AMENDMENT NO. 1**

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. This act shall be known and may be cited as the "Leigh Ann Act."

SECTION 2. Tennessee Code Annotated, Section 39-13-113, is amended by adding the following as a new subsection:

(i)(1) It is an offense to knowingly violate a no contact order, issued prior to a defendant's release on bond, following the defendant's arrest for any criminal offense defined in this chapter, in which the alleged victim of the offense is a domestic abuse victim as defined in § 36-3-601.

(2) A violation of this subdivision (i)(1) is a Class A misdemeanor. A sentence imposed must be served consecutively to the sentence for the offense for which the defendant was originally arrested, unless the sentencing judge or magistrate specifically orders the sentences for the offenses to be served concurrently.

SECTION 3. Tennessee Code Annotated, Section 39-13-113, is amended by deleting subsection (e) and substituting instead the following:

(e) Neither an arrest nor the issuance of a warrant or capias for a violation of this section in any way affects the validity or enforceability of any order of protection, restraining order, or no contact order.

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SECTION 4. Tennessee Code Annotated, Section 39-13-113(f), is amended by deleting the language "a violation of this section" and substituting instead the language "a violation of subsection (a)".

SECTION 5. Tennessee Code Annotated, Section 39-13-113(g), is amended by deleting the language "A violation of this section" and substituting instead the language "A violation of subsection (a)".

SECTION 6. This act shall take effect July 1, 2019, the public welfare requiring it, and shall apply to violations occurring on or after that date.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 1163**, as amended, passed its third and final consideration by the following vote:

Ayes .....	31
Noes .....	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--31.

A motion to reconsider was tabled.

**Senate Bill No. 1174** -- Insurance Companies, Agents, Brokers, Policies -- As introduced, specifies that the rules that the commissioner of commerce and insurance adopts in accordance with the Insurers Rehabilitation and Liquidation Act must be promulgated in accordance with the Uniform Administrative Procedures Act. Amends TCA Title 56.

On motion, Senate Bill No. 1174 was made to conform with **House Bill No. 673**.

On motion, House Bill No. 673, on same subject, was substituted for Senate Bill No. 1174.

On motion of Senator Bailey, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 673** passed its third and final consideration by the following vote:

Ayes .....	29
Noes .....	0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager and Mr. Speaker McNally--29.

A motion to reconsider was tabled.

**Senate Bill No. 1175** -- Tennessee Higher Education Commission -- As introduced, requires the Tennessee higher education commission to include data from the Tennessee Promise

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scholarship program report created in collaboration with the Tennessee student assistance corporation in the annual Tennessee postsecondary education fact book. Amends TCA Title 49.

On motion, Senate Bill No. 1175 was made to conform with **House Bill No. 1354**.

On motion, House Bill No. 1354, on same subject, was substituted for Senate Bill No. 1175.

On motion of Senator Gresham, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 1354** passed its third and final consideration by the following vote:

Ayes . . . . . 29  
Noes . . . . . 0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager and Mr. Speaker McNally--29.

A motion to reconsider was tabled.

**Senate Bill No. 1201** -- TennCare -- As introduced, requires the bureau of TennCare to provide notice to the chair of the health and welfare committee of the senate and the chair of the health committee of the house of representatives prior to reducing payments on a pro rata basis. Amends TCA Title 68 and Title 71.

Senator Crowe declared Rule 13 on **Senate Bill No. 1201**.

On motion, Senate Bill No. 1201 was made to conform with **House Bill No. 557**.

On motion, House Bill No. 557, on same subject, was substituted for Senate Bill No. 1201.

On motion of Senator Crowe, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 557** passed its third and final consideration by the following vote:

Ayes . . . . . 29  
Noes . . . . . 0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager and Mr. Speaker McNally--29.

A motion to reconsider was tabled.

**Senate Bill No. 1205** -- Public Records -- As introduced, clarifies that a request for investigative records by the governor, speaker of the senate, speaker of the house of

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representatives, or supreme court chief justice may be made by electronic means and still constitutes a request made in writing. Amends TCA Title 10; Title 38, Chapter 6 and Title 63, Chapter 1.

On motion, Senate Bill No. 1205 was made to conform with **House Bill No. 1132**.

On motion, House Bill No. 1132, on same subject, was substituted for Senate Bill No. 1205.

On motion of Senator Dickerson, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 1132** passed its third and final consideration by the following vote:

Ayes .....	30
Noes .....	0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--30.

A motion to reconsider was tabled.

**Senate Bill No. 1219** -- Tennessee Emergency Management Agency (TEMA) -- As introduced, authorizes persons housed in emergency management agency camps or shelters to possess personal items and portable electronic devices, including mobile telephones and laptop computers. Amends TCA Title 58.

On motion, Senate Bill No. 1219 was made to conform with **House Bill No. 1416**.

On motion, House Bill No. 1416, on same subject, was substituted for Senate Bill No. 1219.

On motion of Senator Dickerson, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 1416** passed its third and final consideration by the following vote:

Ayes .....	30
Noes .....	0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--30.

A motion to reconsider was tabled.

**Senate Bill No. 1243** -- Local Education Agencies -- As introduced, requires students to pass a civics test to receive a full diploma upon graduation from high school; requires LEAs to include all 100 questions from the United States civics test, instead of only 25 to 50 questions, on

the civics test prepared by the LEA; increases from 70 to 75 the percentage of questions a student must correctly answer to pass the civics test. Amends TCA Title 49.

On motion, Senate Bill No. 1243 was made to conform with **House Bill No. 1016**.

On motion, House Bill No. 1016, on same subject, was substituted for Senate Bill No. 1243.

Senator Gresham moved to amend as follows:

**AMENDMENT NO. 1**

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 49-6-408(b), is amended by deleting the subsection and substituting instead the following:

An LEA shall prepare a test for its students composed of at least fifty (50) questions from those questions described in subsection (a). The test must be composed of at least twenty-nine (29) questions on American government, at least sixteen (16) questions on American history, and at least seven (7) questions on integrated civics. The LEA may prepare multiple versions of the test for use in different schools and at different times.

SECTION 2. Tennessee Code Annotated, Section 49-6-408(c), is amended by deleting the second sentence.

SECTION 3. Tennessee Code Annotated, Section 49-6-408(d), is amended by deleting the subsection and substituting instead the following:

A student must correctly answer at least seventy percent (70%) of the questions to receive a passing score on the test.

SECTION 4. Tennessee Code Annotated, Section 49-6-408(e), is amended by deleting the subsection and substituting instead the following:

The department shall recognize a school on the department's website as a United States civics all-star school for any school year in which all of the school's seniors receiving a regular diploma make a passing grade of eighty-five percent (85%) or more on the United States civics test required under subsection (a).

SECTION 5. Tennessee Code Annotated, Section 49-6-408, is amended by adding the following language as a new subsection:

Notwithstanding § 49-6-6001(a), a student must take and pass the civics test required by this section in order to meet the social studies course credit requirements to earn a full diploma upon graduation from high school. A passing score on the civics test must be noted on a student's transcript.

SECTION 6. This act shall take effect July 1, 2019, the public welfare requiring it.

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On motion, Amendment No. 1 was adopted.

Thereupon, **House Bill No. 1016**, as amended, passed its third and final consideration by the following vote:

Ayes .....	30
Noes .....	0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--30.

A motion to reconsider was tabled.

**Senate Bill No. 1244** -- Schools, Private -- As introduced, specifies September 1 of every school year as the date by which nonpublic schools must provide parents and guardians with information about meningococcal and influenza diseases and the effectiveness of vaccinations. Amends TCA Title 49, Chapter 50, Part 8.

On motion, Senate Bill No. 1244 was made to conform with **House Bill No. 1392**.

On motion, House Bill No. 1392, on same subject, was substituted for Senate Bill No. 1244.

Senator Gresham moved to amend as follows:

**AMENDMENT NO. 1**

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 49-50-801(a), is amended by deleting the language "the Tennessee Association of Church Related Schools," and substituting instead the language "the Tennessee Association of Church Related Schools, the Association of Classical and Christian Schools,".

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Senator Gresham moved that the Senate reconsider its action in adopting Senate Amendment No. 1 to **House Bill No. 1392**, as amended, which motion prevailed.

On motion of Senator Gresham, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 1392** passed its third and final consideration by the following vote:

Ayes .....	27
Noes .....	3



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Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Massey, Niceley, Pody, Powers, Reeves, Roberts, Rose, Southerland, Stevens, Swann, Watson, White, Yager and Mr. Speaker McNally--27.

Senators voting no were: Akbari, Gilmore and Yarbrow--3.

A motion to reconsider was tabled.

**Senate Bill No. 1248** -- Education, State Board of -- As introduced, changes from August 1 to July 1 the date by which the state board of education must annually submit a report to the general assembly concerning implementation of standards and curriculum designed to educate students about the United States and Tennessee governments. Amends TCA Section 49-6-1028.

On motion, Senate Bill No. 1248 was made to conform with **House Bill No. 1192**.

On motion, House Bill No. 1192, on same subject, was substituted for Senate Bill No. 1248.

On motion of Senator Gresham, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 1192** passed its third and final consideration by the following vote:

Ayes .....	29
Noes .....	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Jackson, Johnson, Kelsey, Massey, Niceley, Pody, Powers, Reeves, Roberts, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--29.

A motion to reconsider was tabled.

**Senate Bill No. 1262** -- Tort Liability and Reform -- As introduced, declares settlement agreement provisions that have purpose or effect of concealing details or identities of persons relating to a claim as void and unenforceable and contrary to public policy of this state if settlement agreement is entered into by governmental entity; maintains confidentiality of victim's identity if the claim involves sexual harassment or sexual assault. Amends TCA Title 20 and Title 29.

On motion, Senate Bill No. 1262 was made to conform with **House Bill No. 594**.

On motion, House Bill No. 594, on same subject, was substituted for Senate Bill No. 1262.

On motion of Senator Bell, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 594** passed its third and final consideration by the following vote:

Ayes .....	30
Noes .....	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Niceley, Pody, Powers,

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Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--30.

A motion to reconsider was tabled.

**Senate Bill No. 1263** -- Taxes, Real Property -- As introduced, provides sovereign immunity to counties in suits based in contract when the county purchases property in a tax sale; removes county's liability for the payment of any fees or assessments pursuant to any contractual right held by a non-governmental entity to such fees or assessments secured by property purchased by a county at a tax sale. Amends TCA Title 29, Chapter 20 and Title 67, Chapter 5.

On motion, Senate Bill No. 1263 was made to conform with **House Bill No. 350**.

On motion, House Bill No. 350, on same subject, was substituted for Senate Bill No. 1263.

On motion of Senator Dickerson, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 350** passed its third and final consideration by the following vote:

Ayes . . . . .	29
Noes . . . . .	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Southerland, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--29.

A motion to reconsider was tabled.

**Senate Bill No. 1268** -- Law Enforcement -- As introduced, requires that a law enforcement officer receive compensation for death in the line of duty when the officer dies while commuting to and from the officer's place of residence. Amends TCA Title 4; Title 5; Title 6; Title 7; Title 8 and Title 38.

Senator Bell moved that Amendment No. 1 be placed behind Amendment No. 2, which motion prevailed.

Senator Bell moved to amend as follows:

**AMENDMENT NO. 2**

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 7-51-210, is amended by adding the following language as a new subsection:

(e) A denial of a claim made under this section by the estate of a law enforcement officer shall be subject to review by the Tennessee peace officer standards and training commission within ninety (90) days of the denial. The

commission has the authority to review the claim and issue a final order which is binding upon this state. The commission shall cause copies of the final order to be delivered to the claimant's estate and the department of finance and administration.

SECTION 2. Tennessee Code Annotated, Section 7-51-210, is amended by deleting subdivision (a)(4) and substituting instead the following:

(4) "Law enforcement officer" means the sheriff, sheriff's deputies, or any police officer employed, commissioned, or appointed by this state, a municipality, or political subdivision of this state whose primary responsibility is the prevention and detection of crime and the apprehension of offenders; and

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 2 was adopted.

On motion of Senator Bell, Amendment No. 1 was withdrawn.

Thereupon, **Senate Bill No. 1268**, as amended, passed its third and final consideration by the following vote:

Ayes .....	30
Noes .....	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Southerland, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--30.

A motion to reconsider was tabled.

**Senate Bill No. 1297** -- Criminal Offenses -- As introduced, expands the offense of indecent exposure to include incidents occurring in a restroom, locker room, dressing room, or shower, designated for single-sex, multi-person use, if the offender is a member of the opposite sex than the sex designated for use. Amends TCA Title 39 and Title 40.

On motion, Senate Bill No. 1297 was made to conform with **House Bill No. 1151**.

On motion, House Bill No. 1151, on same subject, was substituted for Senate Bill No. 1297.

On motion of Senator Bell, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 1151** passed its third and final consideration by the following vote:

Ayes .....	21
Noes .....	5

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Senators voting aye were: Bailey, Bell, Bowling, Crowe, Gresham, Haile, Hensley, Jackson, Kelsey, Massey, Niceley, Pody, Powers, Reeves, Roberts, Rose, Southerland, Stevens, Swann, White and Yager--21.

Senators voting no were: Akbari, Dickerson, Gilmore, Robinson and Yarbro--5.

A motion to reconsider was tabled.

Senator Rose moved that **Senate Bill No. 1304** be placed on the first Calendar of 2020, which motion prevailed.

**Senate Bill No. 1335** -- Motor Vehicles, Titling and Registration -- As introduced, makes the requirement that any applicant for motor vehicle registration who failed to pay wheel tax be responsible for paying for all prior years' wheel taxes, applicable on a statewide basis instead of only applicable in Rutherford County. Amends TCA Section 55-4-105.

On motion, Senate Bill No. 1335 was made to conform with **House Bill No. 1169**.

On motion, House Bill No. 1169, on same subject, was substituted for Senate Bill No. 1335.

On motion of Senator Massey, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 1169** passed its third and final consideration by the following vote:

Ayes . . . . . 29  
Noes . . . . . 0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Southerland, Stevens, Swann, Watson, White, Yager, Yarbro and Mr. Speaker McNally--29.

A motion to reconsider was tabled.

**Senate Bill No. 1340** -- Mental Illness -- As introduced, permits a court to commit a person scheduled to be released from a correctional facility to the custody of the commissioner of mental health and substance abuse services for inpatient treatment based on clear and convincing evidence that the person poses a substantial likelihood of serious harm if released from custody. Amends TCA Title 33; Title 40 and Title 41.

On motion, Senate Bill No. 1340 was made to conform with **House Bill No. 1498**.

On motion, House Bill No. 1498, on same subject, was substituted for Senate Bill No. 1340.

On motion of Senator Bell, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 1498** passed its third and final consideration by the following vote:

Ayes . . . . . 31  
Noes . . . . . 0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--31.

A motion to reconsider was tabled.

Senator Yager moved that **Senate Bill No. 1361** be placed on the Calendar for Wednesday, May 1, 2019, which motion prevailed.

**Senate Bill No. 1377** -- Marriage -- As introduced, authorizes members and former members of the general assembly to solemnize marriages. Amends TCA Section 36-3-301.

Senator Dickerson declared Rule 13 on **Senate Bill No. 1377**.

On motion, Senate Bill No. 1377 was made to conform with **House Bill No. 213**.

On motion, House Bill No. 213, on same subject, was substituted for Senate Bill No. 1377.

On motion of Senator Bell, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 213** passed its third and final consideration by the following vote:

Ayes . . . . . 25  
Noes . . . . . 4

Senators voting aye were: Akbari, Bowling, Briggs, Crowe, Dickerson, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Massey, Niceley, Powers, Reeves, Roberts, Robinson, Rose, Southerland, Swann, Watson, White, Yager and Yarbrow--25.

Senators voting no were: Bell, Gardenhire, Pody and Mr. Speaker McNally--4.

A motion to reconsider was tabled.

**Senate Bill No. 1402** -- Firearms and Ammunition -- As introduced, prohibits certain persons voluntarily admitted to a mental health treatment facility from possessing a firearm. Amends TCA Title 16; Title 33 and Title 39, Chapter 17.

On motion, Senate Bill No. 1402 was made to conform with **House Bill No. 754**.

On motion, House Bill No. 754, on same subject, was substituted for Senate Bill No. 1402.

On motion of Senator Bell, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 754** passed its third and final consideration by the following vote:

Ayes . . . . . 30  
Noes . . . . . 0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Southerland, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--30.

A motion to reconsider was tabled.

**Senate Bill No. 1428** -- TennCare -- As introduced, directs the governor, through the commissioner of finance and administration, to submit a waiver amendment to the centers for medicare and medicaid services to provide TennCare II funding by means of a block grant indexed for inflation and population growth. Amends TCA Title 4; Title 33; Title 56 and Title 71.

On motion, Senate Bill No. 1428 was made to conform with **House Bill No. 1280**.

On motion, House Bill No. 1280, on same subject, was substituted for Senate Bill No. 1428.

Senator Bailey moved to amend as follows:

**AMENDMENT NO. 1**

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 71, Chapter 5, Part 1, is amended by adding the following as a new section:

The governor, acting through the commissioner of finance and administration, is directed to submit to the federal centers for medicare and medicaid services a waiver amendment to the existing TennCare II waiver, or to submit a new waiver, in order to provide medical assistance to the TennCare II waiver population by means of a block grant in accordance with this section no later than one hundred eighty (180) days after the effective date of this act. The block grant authorized by this section must convert the federal share of all medical assistance funding for this state into an allotment that is tailored to meet the needs of this state and that:

- (1) When determining the base amount for the block grant, factors the current inaccurate reflection of the state's labor costs in the state's Medicare Wage Index and the index's negative impact on healthcare delivery in this state;
- (2) Is indexed for population growth;
- (3) Is indexed for inflation and other costs;
- (4) Excludes from the block grant financing amount any expenses that are not included in the state's existing 1115 demonstration waiver;
- (5) Excludes administrative costs from the block grant financing amount and permits the state to continue to draw federal matching funds for administrative costs;

(6) Provides the state with maximum flexibility with regard to existing federal mandates and regulations and with implementing cost controls as determined appropriate by the state, and either exempts the state from the requirements of any new mandates, regulations, or federal court orders during the period of block grant financing or increases the amount of block grant financing to offset any cost increases to the state from such mandates, regulations, or federal court orders;

(7) Provides the state with maximum flexibility regarding pharmacy benefits including fluctuation of prescription drug costs, diabetic testing supplies, and over-the-counter medications;

(8) Provides the state with maximum flexibility to serve other needy populations with distinct financial or healthcare needs; and

(9) Remains at the level set according to the block grant without any decrease in the federal share of all medical assistance funding for this state based on deflation or a reduction in population.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **House Bill No. 1280**, as amended, passed its third and final consideration by the following vote:

Ayes .....	24
Noes .....	5

Senators voting aye were: Bailey, Bowling, Crowe, Gardenhire, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Massey, Niceley, Pody, Powers, Reeves, Roberts, Rose, Southerland, Stevens, Swann, Watson, White, Yager and Mr. Speaker McNally--24.

Senators voting no were: Akbari, Briggs, Gilmore, Robinson and Yarbro--5.

A motion to reconsider was tabled.

**Senate Bill No. 1455** -- Taxes, Exemption and Credits -- As introduced, creates sales and use tax exemption for sale of public safety and public works-related goods to certain nonprofit property owners associations. Amends TCA Title 67, Chapter 6, Part 3.

Senator Watson moved to amend as follows:

#### AMENDMENT NO. 1

AMEND by adding the following new subsections in the amendatory language of Section 1:

(e) The exemption granted under subsection (a) is limited to twenty-five thousand dollars (\$25,000) in sales and use taxes each year that would otherwise be imposed.

(f) For purposes of this section, "public safety or public works-related goods" means equipment and supplies used:

(1) In the construction or maintenance of utilities, roads, culverts, curbs, sidewalks, parks, landscaping, docks and dock facilities, sewage and wastewater systems, and flood control and drainage systems, including storm water sewers and drains; and

(2) For firefighting, security, and emergency medical services, including fire alarm and emergency alert systems.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 1455**, as amended, passed its third and final consideration by the following vote:

Ayes .....	28
Noes .....	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Johnson, Kelsey, Niceley, Pody, Powers, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--28.

A motion to reconsider was tabled.

**Senate Bill No. 1460** -- Taxes, Sales -- As introduced, exempts water furnished by a utility district and used exclusively in a farming operation from sales and use tax. Amends TCA Title 67.

On motion, Senate Bill No. 1460 was made to conform with **House Bill No. 634**.

On motion, House Bill No. 634, on same subject, was substituted for Senate Bill No. 1460.

On motion of Senator Watson, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 634** passed its third and final consideration by the following vote:

Ayes .....	26
Noes .....	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Hensley, Johnson, Kelsey, Niceley, Pody, Powers, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, Yager, Yarbrow and Mr. Speaker McNally--26.

A motion to reconsider was tabled.

**Senate Bill No. 1462** -- Taxes -- As introduced, clarifies the "Taxpayer Bill of Rights" to require that any tax applications and notices be written in plain language. Amends TCA Title 4; Title 6; Title 7; Title 9; Title 13; Title 45 and Title 67.



Senator Watson moved to amend as follows:

**AMENDMENT NO. 1**

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 67-4-2109(h)(3)(A), is amended by inserting the language "including the construction or expansion of an office or other facility in which low-income housing related planning and educational opportunities will be provided," immediately after the language "an activity that builds the capacity of an eligible nonprofit to provide housing opportunities to low-income Tennesseans,".

SECTION 2. Tennessee Code Annotated, Section 67-4-2109(h)(3)(B)(iv), is amended by deleting the language "A development district;" and substituting instead the language "A development district, including a development district that engages in eligible activity;".

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 1462**, as amended, passed its third and final consideration by the following vote:

Ayes .....	27
Noes .....	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Niceley, Pody, Powers, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager and Mr. Speaker McNally--27.

A motion to reconsider was tabled.

Senator Bailey moved that **Senate Bill No. 1484** be rereferred to the Committee on Calendar, which motion prevailed.

**Senate Bill No. 1486** -- Motor Vehicles, Titling and Registration -- As introduced, requires that notation of liens and encumbrances and extensions of mortgages on certificates of title be performed by county clerks. Amends TCA Title 55.

On motion, Senate Bill No. 1486 was made to conform with **House Bill No. 82**.

On motion, House Bill No. 82, on same subject, was substituted for Senate Bill No. 1486.

On motion of Senator Pody, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 82** passed its third and final consideration by the following vote:

Ayes . . . . . 26  
Noes . . . . . 0

Senators voting aye were: Akbari, Bailey, Bowling, Briggs, Crowe, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Niceley, Pody, Powers, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager and Mr. Speaker McNally--26.

A motion to reconsider was tabled.

**Senate Bill No. 1489** -- Motor Vehicles, Titling and Registration -- As introduced, authorizes military and memorial plates to be personalized; requires payment of a fee to defray the costs of designing and manufacturing the personalized plates. Amends TCA Title 55, Chapter 4.

On motion, Senate Bill No. 1489 was made to conform with **House Bill No. 76**.

On motion, House Bill No. 76, on same subject, was substituted for Senate Bill No. 1489.

On motion of Senator Pody, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 76** passed its third and final consideration by the following vote:

Ayes . . . . . 28  
Noes . . . . . 0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Niceley, Pody, Powers, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbro and Mr. Speaker McNally--28.

A motion to reconsider was tabled.

Senator Hensley moved that **Senate Bill No. 1499** be placed on the Calendar for Wednesday, May 1, 2019, which motion prevailed.

**Senate Bill No. 1530** -- Education, Higher -- As introduced, extends a 25 percent discount on the tuition to any state institution of higher education to every child under 24 years of age whose parent died while employed as a full-time certified teacher in a public school in Tennessee or as a full-time technology coordinator in an LEA in Tennessee. Amends TCA Title 8 and Title 49, Chapter 7.

Senator Gresham moved to amend as follows:

#### **AMENDMENT NO. 1**

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. This act shall be known and may be cited as "Michelle's Law."

SECTION 2. Tennessee Code Annotated, Section 49-7-119(a), is amended by deleting the subsection and substituting instead the following:

(a)(1) A child under twenty-four (24) years of age shall receive a twenty-five percent (25%) discount on tuition to any state institution of higher education if the child's parent:

(A) Is employed as a full-time certified teacher in any public school in Tennessee;

(B) Is employed as a full-time technology coordinator in any LEA in Tennessee;

(C) Is a retired teacher who retired after a minimum of thirty (30) years of full-time credible service in Tennessee public schools;

(D) Received disability retirement after a minimum of twenty-five (25) years of full-time creditable service in Tennessee public schools;

(E) Died while employed as a full-time certified teacher in a public school in Tennessee; or

(F) Died while employed as a full-time technology coordinator in an LEA in Tennessee.

(2) A child who is receiving the discount provided for by this section but whose parent dies during the time the child is enrolled and receiving the discount is eligible to continue to receive the discount as provided in this section.

SECTION 3. Tennessee Code Annotated, Section 49-7-119(c), is amended by deleting the language "state operated institution of higher learning" and substituting instead "state institution of higher education".

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 1530**, as amended, passed its third and final consideration by the following vote:

Ayes . . . . .	26
Noes . . . . .	1
Present, not voting . . .	2

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Niceley, Pody, Powers, Roberts, Robinson, Rose, Southerland, Stevens, Watson, White, Yager and Mr. Speaker McNally--26.

Senator voting no was: Gardenhire--1.

Senators present and not voting were: Swann and Yarbrow--2.

A motion to reconsider was tabled.

**Senate Joint Resolution No. 178** -- Constitutional Amendments -- Proposes amendment to remove Article IX, Section 1 of the Constitution of Tennessee, which provides that no minister of the gospel, or priest of any denomination whatever, shall be eligible to a seat in either house of the legislature.

Senator Pody moved that the Clerk read the resolution, which motion prevailed.

The Clerk read the resolution, for the first time.

Thereupon, Mr. Speaker McNally declared pursuant to Article XI, Section 3, **Senate Joint Resolution No. 178** had been read, for the first time.

**Senate Resolution No. 22** -- Memorials, Government Officials -- Instructs Tennessee's public universities to work with athletic conferences in opposition to NCAA's prohibition on compensation of student athletes and work for repeal of related rules and policies.

Senator Gresham moved to amend as follows:

**AMENDMENT NO. 1**

AMEND by deleting the word "instructed" from the first resolving clause and substituting instead the word "encouraged".

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Resolution No. 22**, as amended, was adopted by the following vote:

Ayes .....	20
Noes .....	4

Senators voting aye were: Akbari, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Jackson, Johnson, Kelsey, Niceley, Pody, Powers, Robinson, Rose, Stevens, Swann, White and Yager--20.

Senators voting no were: Bell, Roberts, Watson and Mr. Speaker McNally--4.

A motion to reconsider was tabled.

Mr. Speaker McNally moved that **Senate Bill No. 215** be placed on the Calendar for Wednesday, May 1, 2019, which motion prevailed.

**Senate Bill No. 1058** -- Education -- As introduced, deletes an obsolete provision requiring the office of research and education accountability to report on whether community schools have met their education and community goals to the education committees of the general assembly by November 1, 2018. Amends TCA Title 49, Chapter 6, Part 24.

On motion, Senate Bill No. 1058 was made to conform with **House Bill No. 1330**.

On motion, House Bill No. 1330, on same subject, was substituted for Senate Bill No. 1058.

Senator Gresham moved to amend as follows:

**AMENDMENT NO. 1**

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 49-6-2404, is amended by adding the following as new subsections:

(c) A community school must designate an individual to lead and coordinate the planning and implementation of programming for the school.

(d) A community school is not eligible for any community school grant available under this part unless the school has developed a plan that provides for:

- (1) Integrated student supports;
- (2) Expanded and enriched learning time and opportunities;
- (3) Active family and community engagement; and
- (4) Collaborative leadership and practices.

SECTION 2. Tennessee Code Annotated, Section 49-6-2405, is amended by deleting subsection (b) and substituting instead the following:

(1) The department shall strongly encourage LEAs and schools to combine multiple funding sources to create community schools and to support the schools. Federal funds that may be used for such purposes include, but are not limited to, grants provided under Titles I and IV of the Every Student Succeeds Act (Pub. L. No. 114-95).

(2) The department is encouraged to provide LEAs and schools with technical assistance, directly or through a resource and referral directory established and maintained by the department, to locate other available funding sources to create community schools and to support the schools, such as competitive grants, foundation awards, and private donations.

SECTION 3. Tennessee Code Annotated, Section 49-6-2405, is amended by deleting subsection (d) and substituting instead the following:

In order to qualify for a community school grant under this section, a community school must:

- (1) Meet the requirements of § 49-6-2404(c) and (d);
- (2) Have, at a minimum, the following components:

(A) Before and after school programming each school day to meet the identified needs of students;

(B) Weekend programming;

(C) Four (4) weeks of summer programming, which may be conducted during consecutive or nonconsecutive weeks;

(D) A local advisory group composed of school leadership, parents, and community stakeholders that establishes school-specific programming goals, assesses program needs, and oversees the process of implementing expanded programming;

(E) A program director or resource coordinator who is responsible for establishing the local advisory group, assessing the needs of students and community members, identifying programs to meet those needs, developing the before and after school, weekend, and summer programming, and overseeing the implementation of programming to ensure high-quality, robust participation;

(F) Programming that includes academic excellence aligned with the curriculum, life skills, healthy minds and bodies, parental support and community engagement, and that promotes staying in school, nonviolent behavior, and nonviolent conflict resolution;

(G) Maintenance of attendance records in all programming components;

(H) Maintenance of measurable data showing annual participation and the impact of programming on the participating children and adults;

(I) Documentation of true collaboration between the school and community stakeholders, including local governmental units, civic organizations, families, businesses, and social service providers; and

(J) A nondiscrimination policy ensuring that the community school does not condition participation upon race, ethnic origin, religion, sex, or disability; and

(3)(A) Conduct a baseline analysis of the school, the contents of which must be developed by the department of education in consultation with the LEA and any community partner providing community school programming; and

(B) Transmit the data collected from the analysis conducted under subdivision (3)(A) to the department at intervals determined by the department in order to measure the effectiveness of the community school programming implemented at the school.

SECTION 4. Tennessee Code Annotated, Title 49, Chapter 6, Part 24, is amended by adding the following as a new section:

(a) The department of education shall work with at least one (1) statewide coalition composed of practitioners, administrators, advocates, and other stakeholders to identify opportunities for the department to support the formation and effective administration of community schools in this state by focusing on and sharing best practices regarding:

- (1) Professional development;
- (2) Policy and advocacy;
- (3) Communications;
- (4) Stakeholder engagement; and
- (5) Program evaluation.

(b) Subsection (a) does not prohibit the department of education from working with more than one (1) statewide coalition to effectuate the purposes of this section.

SECTION 5. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **House Bill No. 1330**, as amended, passed its third and final consideration by the following vote:

Ayes .....	28
Noes .....	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Jackson, Johnson, Kelsey, Niceley, Pody, Powers, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbro and Mr. Speaker McNally--28.

A motion to reconsider was tabled.

**House Bill No. 509** -- Children's Services, Dept. of -- As introduced, changes from March 1 to March 31 the date by which the department must appear before the appropriate committees in the senate and house of representatives for a review of the department's policies that affect the children it serves. Amends TCA Title 4; Title 9; Title 36 and Title 37.

Senator Haile moved to amend as follows:

**AMENDMENT NO. 3**

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 37-1-406, is amended by adding the following language as a new subdivision (d)(3) and by redesignating the existing subdivision (d)(3) and the remaining subdivisions accordingly:

(3) The nature and extent of any previous allegations, complaints, or petitions of abuse or dependency and neglect against the parent or person responsible for the care of the child;

SECTION 2. Tennessee Code Annotated, Section 37-1-406(e), is amended by deleting the first sentence and substituting instead the following:

The investigation shall include a visit to the child's home, an interview with and the physical observation of the child, an interview with and the physical observation of any other children in the child's home, and an interview with the parent or parents or other custodian of the child and any other persons in the child's home.

SECTION 3. Tennessee Code Annotated, Section 37-2-403, is amended by adding the following as a new, appropriately designated subsection:

( ) Within twelve (12) months of a child entering state custody, the department shall review the child's case to determine, in the department's discretion, if reunification with family is feasible, and if not, whether to pursue termination of parental rights.

SECTION 4. Tennessee Code Annotated, Section 37-1-102(b)(27), is amended by adding the following as a new, appropriately designated subdivision:

( ) Knowingly or grossly negligently allowing a child under eight (8) years of age to ingest an illegal substance or a controlled substance that results in the child testing positive on a drug screen, except as legally prescribed to the child.

SECTION 5. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 3 was adopted.

Thereupon, **House Bill No. 509** passed its third and final consideration by the following vote:

Ayes .....	29
Noes .....	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Niceley, Pody, Powers, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--29.

A motion to reconsider was tabled.



**TUESDAY, APRIL 30, 2019 -- 33RD LEGISLATIVE DAY**

**Senate Bill No. 1157** -- Insurance Companies, Agents, Brokers, Policies -- As introduced, makes various changes to the "Revised Tennessee Captive Insurance Act," including allowing captives to get one change of business plan for free each year, allowing captives to hold their capital and surplus in currencies other than U.S. dollars, such as cryptocurrency, with the approval of the commissioner, and other changes. Amends TCA Title 56.

On motion, Senate Bill No. 1157 was made to conform with **House Bill No. 1300**.

On motion, House Bill No. 1300, on same subject, was substituted for Senate Bill No. 1157.

On motion of Senator Bailey, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 1300** passed its third and final consideration by the following vote:

Ayes .....	28
Noes .....	0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Niceley, Pody, Powers, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbro and Mr. Speaker McNally--28.

A motion to reconsider was tabled.

**FURTHER ACTION ON HOUSE BILL NO. 167, AS AMENDED**

Thereupon, **House Bill No. 167**, as amended, passed its third and final consideration by the following vote:

Ayes .....	28
Noes .....	0
Present, not voting . . .	1

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Niceley, Pody, Powers, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager and Mr. Speaker McNally--28.

Senator present and not voting was: Yarbro--1.

A motion to reconsider was tabled.

Senator Bell moved that **Senate Bill No. 453** be placed on the Calendar for Wednesday, May 1, 2019, which motion prevailed.

**MOTION**

Senator Johnson moved the Proposed Schedule for the week of April 29, 2019, as amended, be adopted and made the action of the Senate, which motion prevailed.

**TUESDAY, APRIL 30, 2019 -- 33RD LEGISLATIVE DAY**

**TENNESSEE STATE SENATE  
111th GENERAL ASSEMBLY**

**SCHEDULE  
FOR THE WEEK OF APRIL 29, 2019**

**MONDAY – APRIL 29, 2019**

11:00 a.m.	Finance, Ways & Means Committee
<b>3:00 p.m.</b>	<b>Joint Convention – House Chamber</b>
<b>3:30 p.m.</b>	<b>Session – Senate Chamber</b>

**TUESDAY – APRIL 30, 2019**

<b>8:30 a.m.</b>	<b>Session – Senate Chamber</b>
1:00 p.m.	Finance, Ways & Means Committee

**WEDNESDAY – MAY 1, 2019**

8:00 a.m.	Conference Committee HB 939 - Senate Hearing Room I
9:30 a.m.	Finance, Ways & Means Committee
<b>1:30 p.m.</b>	<b>Session – Senate Chamber</b>

**MOTION**

Senator Johnson moved that Rule 37 be suspended for the purpose of allowing all bills recommended for passage by the Committee on Finance, Ways and Means Tuesday, April 30, 2019, to be placed on Calendar No. 1 for Wednesday, May 1, 2019, which motion prevailed.

**MOTION**

Senator Johnson moved that Rule 37 be suspended for the purpose of allowing all bills recommended for passage by the Committee on Finance, Ways and Means Wednesday, May 1, 2019, to be placed on Calendar No. 2 for Wednesday, May 1, 2019, which motion prevailed.

**MOTION**

Senator Johnson moved that Rule 39 be suspended for the purpose of allowing amendments filed by 1:30 p.m., Wednesday, May 1, 2019, be considered timely filed, which motion prevailed.

**NOTICES**

**MESSAGE FROM THE HOUSE**

April 30, 2019

MR. SPEAKER: I am directed to return to the Senate, Senate Bill No. 510. The House refused to recede from its action in adopting House Amendments Nos. 1 and 3.

TAMMY LETZLER  
Chief Clerk

**APPOINTMENT OF SELECT COMMITTEE  
CONFERENCE COMMITTEE  
ON  
SENATE BILL NO. 510**

The Speaker announced the appointment of a Conference Committee composed of Senators Roberts, Chairperson; Akbari and Bailey to confer with a like committee from the House to resolve the differences of the two Bodies on Senate Bill No. 510.

**MESSAGE FROM THE HOUSE**

April 30, 2019

MR. SPEAKER: I am directed to transmit to the Senate, House Bill No. 471. The House refused to recede from its action in nonconcurring in Senate Amendment No. 1. The Speaker appointed a Conference Committee composed of Reps. Daniel, Hill (Wash) and Stewart to confer with a like committee from the Senate in open conference to resolve the differences between the Bodies on House Bill No. 471.

TAMMY LETZLER  
Chief Clerk

**APPOINTMENT OF SELECT COMMITTEE  
CONFERENCE COMMITTEE  
ON  
HOUSE BILL NO. 471**

The Speaker announced the appointment of a Conference Committee composed of Senators Bell, Chairperson; Kyle and Roberts to confer with a like committee from the House to resolve the differences of the two Bodies on House Bill No. 471.

**MESSAGE FROM THE HOUSE**

April 30, 2019

MR. SPEAKER: I am directed to return to the Senate, Senate Bill No. 498, substituted for House Bill on same subject, amended, and passed by the House.

TAMMY LETZLER  
Chief Clerk

MESSAGE FROM THE HOUSE

April 30, 2019

MR. SPEAKER: I am directed to transmit to the Senate, House Bill No. 353. The House nonconcurred in Senate Amendment No. 1.

TAMMY LETZLER  
Chief Clerk

MOTION

Senator Niceley moved that Rules 32, 33 and 37 be suspended for the introduction and immediate consideration of **Senate Joint Resolution No. 629**, out of order, which motion prevailed.

INTRODUCTION OF RESOLUTION

**Senate Joint Resolution No. 629** by Senator Niceley.  
Memorials, Professional Achievement -- Jefferson Park at Dandridge, 2018 Silver Achievement Quality Award.

On motion of Senator Niceley, the rules were suspended for the immediate consideration of the resolution.

On motion, **Senate Joint Resolution No. 629** was adopted.

A motion to reconsider was tabled.

MOTION

On motion of Senator Yarbrow, his name was added as sponsor of **Senate Bills Nos. 16, 173, 1151 and 1175**.

On motion of Senator Rose, his name was added as sponsor of **Senate Bills Nos. 28, 1161, 1243, 1262 and 1297**.

On motion of Senator Gilmore, her name was added as sponsor of **Senate Bills Nos. 63, 604, 764, 976, 1046 and 1094; and Senate Joint Resolution No. 609**.

On motion of Senators Akbari and Gilmore, their names were added as sponsors of **Senate Bill No. 205**.

On motion of Senator Stevens, his name was added as sponsor of **Senate Bills Nos. 251, 398, 423, 517, 650, 864, 1442 and 1458**.

On motion of Senator Gresham, her name was added as sponsor of **Senate Bill No. 302; and House Joint Resolution No. 587**.

On motion of Senator Massey, her name was added as sponsor of **Senate Bills Nos. 326, 474 and 498; and Senate Joint Resolution No. 602**.

**TUESDAY, APRIL 30, 2019 -- 33RD LEGISLATIVE DAY**

On motion of Senators Briggs, Gardenhire, Hensley, Jackson, Kyle, Massey, Powers, Swann and White, their names were added as sponsors of **Senate Bill No. 442**.

On motion of Senators Gilmore and Yarbrow, their names were added as sponsors of **Senate Bill No. 476**.

On motion of Senator Briggs, his name was added as sponsor of **Senate Bill No. 565**.

On motion of Senator Haile, his name was added as sponsor of **Senate Bill No. 727**.

On motion of Senator Dickerson, his name was added as sponsor of **Senate Bill No. 806**.

On motion of Senator Roberts, his name was added as sponsor of **Senate Bill No. 886**.

On motion of Senators Hensley and Massey, their names were added as sponsors of **Senate Bill No. 1100**.

On motion of Senators Massey and Rose, their names were added as sponsors of **Senate Bill No. 1248**.

On motion of Senators Jackson and Rose, their names were added as sponsors of **Senate Bill No. 1268**.

On motion of Senators Briggs and Gilmore, their names were added as sponsors of **Senate Bill No. 1379**.

On motion of Senator Powers, his name was added as sponsor of **Senate Bill No. 1428**.

On motion of Senator Watson, his name was added as sponsor of **Senate Bills Nos. 1516 and 1517**.

On motion of Senators Hensley, Jackson, Massey and Watson, their names were added as sponsors of **Senate Bill No. 1518**.

On motion of Senator Pody, his name was added as sponsor of **Senate Bill No. 1530; and House Joint Resolutions Nos. 609 and 617**.

On motion of Senators Niceley and Southerland, their names were added as sponsors of **House Joint Resolution No. 506**.

On motion of Senators Gresham and Stevens, their names were added as sponsors of **House Joint Resolution No. 521**.

On motion of Senators Hensley and Pody, their names were added as sponsors of **House Joint Resolution No. 589**.

On motion of Senators Gilmore, Rose and Yarbrow, their names were added as sponsors of **House Joint Resolution No. 604**.

On motion of Senator Akbari, her name was added as sponsor of **House Joint Resolutions Nos. 608 and 614**.

**TUESDAY, APRIL 30, 2019 -- 33RD LEGISLATIVE DAY**

On motion of Senators Akbari, Stevens and Yarbrow, their names were added as sponsors of **House Joint Resolution No. 612**.

On motion of Senators Akbari, Gilmore, Haile and Watson, their names were added as sponsors of **House Joint Resolution No. 613**.

On motion of Senators Reeves and White, their names were added as sponsors of **House Joint Resolutions Nos. 618, 619, 620, 621, 622 and 623**.

**ENGROSSED BILLS**

April 30, 2019

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Bills Nos. 63, 1268, 1455 and 1530; and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON  
Deputy Chief Clerk

**ENGROSSED BILLS**

April 30, 2019

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Bills Nos. 185, 267 and 691; and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON  
Deputy Chief Clerk

**ENGROSSED BILLS**

April 30, 2019

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Bill No. 425, and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON  
Deputy Chief Clerk

**ENGROSSED BILLS**

April 30, 2019

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Bills Nos. 442 and 559, and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON  
Deputy Chief Clerk

**ENGROSSED BILLS**

April 30, 2019

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Bill No. 649, and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON  
Deputy Chief Clerk

**ENGROSSED BILLS**

April 30, 2019

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Bill No. 1163, and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON  
Deputy Chief Clerk

**ENGROSSED BILLS**

April 30, 2019

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Bill No. 1462, and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON  
Deputy Chief Clerk

**ENGROSSED BILLS**

April 30, 2019

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Joint Resolutions Nos. 469, 525, 533, 534, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 577, 578, 579, 580, 581 and 582; and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON  
Deputy Chief Clerk

**ENGROSSED BILLS**

April 30, 2019

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Joint Resolutions Nos. 583, 584, 585, 586, 587, 589, 590, 591, 592, 593, 594, 595 and 596; and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON  
Deputy Chief Clerk

**TUESDAY, APRIL 30, 2019 -- 33RD LEGISLATIVE DAY**

**ENGROSSED BILLS**

April 30, 2019

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Joint Resolutions Nos. 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611 and 612; and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON  
Deputy Chief Clerk

**ENGROSSED BILLS**

April 30, 2019

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Joint Resolution No. 629, and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON  
Deputy Chief Clerk

**MESSAGE FROM THE HOUSE**

April 30, 2019

MR. SPEAKER: I am directed to transmit to the Senate, House Bills Nos. 2, 316, 326, 494, 498, 502, 518, 620, 664, 714, 745, 1187, 1425, 1441, 1533 and 1536; passed by the House.

TAMMY LETZLER  
Chief Clerk

**MESSAGE FROM THE HOUSE**

April 30, 2019

MR. SPEAKER: I am directed to transmit to the Senate, House Bill No. 394, passed by the House.

TAMMY LETZLER  
Chief Clerk

**MESSAGE FROM THE HOUSE**

April 30, 2019

MR. SPEAKER: I am directed to transmit to the Senate, House Bills Nos. 524, 565, 567, 729, 786, 909, 982, 1264 and 1274; passed by the House.

TAMMY LETZLER  
Chief Clerk



**MESSAGE FROM THE HOUSE**

April 30, 2019

MR. SPEAKER: I am directed to transmit to the Senate, House Bill No. 797, passed by the House.

TAMMY LETZLER  
Chief Clerk

**MESSAGE FROM THE HOUSE**

April 30, 2019

MR. SPEAKER: I am directed to transmit to the Senate, House Bill No. 809, passed by the House.

TAMMY LETZLER  
Chief Clerk

**MESSAGE FROM THE HOUSE**

April 30, 2019

MR. SPEAKER: I am directed to transmit to the Senate, House Bill No. 907, passed by the House.

TAMMY LETZLER  
Chief Clerk

**MESSAGE FROM THE HOUSE**

April 30, 2019

MR. SPEAKER: I am directed to transmit to the Senate, House Bill No. 471. The House nonconcurred in Senate Amendment No. 1.

TAMMY LETZLER  
Chief Clerk

**MESSAGE FROM THE HOUSE**

April 30, 2019

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 521, 604, 605, 606, 607, 608, 609, 610, 611, 612, 614, 615, 616, 617, 618, 619, 620, 621, 622 and 623; adopted, for the Senate's action.

TAMMY LETZLER  
Chief Clerk

**MESSAGE FROM THE HOUSE**

April 30, 2019

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 625 and 626, adopted, for the Senate's action.

TAMMY LETZLER  
Chief Clerk

**TUESDAY, APRIL 30, 2019 -- 33RD LEGISLATIVE DAY**

**MESSAGE FROM THE HOUSE**

April 30, 2019

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 627, 628, 629, 630 and 631; adopted, for the Senate's action.

TAMMY LETZLER  
Chief Clerk

**MESSAGE FROM THE HOUSE**

April 30, 2019

MR. SPEAKER: I am directed to return to the Senate, Senate Bill No. 28, substituted for House Bill on same subject, amended, and passed by the House.

TAMMY LETZLER  
Chief Clerk

**MESSAGE FROM THE HOUSE**

April 30, 2019

MR. SPEAKER: I am directed to return to the Senate, Senate Bills Nos. 41, 134, 264, 276, 425, 626, 633, 649, 888, 1119, 1135, 1137, 1163, 1355, 1359 and 1462; substituted for House Bills on same subjects and passed by the House.

TAMMY LETZLER  
Chief Clerk

**MESSAGE FROM THE HOUSE**

April 30, 2019

MR. SPEAKER: I am directed to return to the Senate, Senate Bills Nos. 267, 272, 309, 408, 467, 479, 625 and 1122; substituted for House Bills on same subjects and passed by the House.

TAMMY LETZLER  
Chief Clerk

**MESSAGE FROM THE HOUSE**

April 30, 2019

MR. SPEAKER: I am directed to return to the Senate, Senate Bill No. 510, substituted for House Bill on same subject, amended, and passed by the House.

TAMMY LETZLER  
Chief Clerk

**MESSAGE FROM THE HOUSE**

April 30, 2019

MR. SPEAKER: I am directed to return to the Senate, Senate Bill No. 624, substituted for House Bill on same subject, amended, and passed by the House.

TAMMY LETZLER  
Chief Clerk

**MESSAGE FROM THE HOUSE**

April 30, 2019

MR. SPEAKER: I am directed to return to the Senate, Senate Bill No. 557. The House acceded to the request of the Senate for the appointment of a Conference Committee. The Speaker appointed a Conference Committee composed of Reps. Whitson, Vaughan and Freeman to confer with a like committee from the Senate in open conference to resolve the differences between the Bodies on Senate Bill No. 557.

TAMMY LETZLER  
Chief Clerk

**MESSAGE FROM THE HOUSE**

April 30, 2019

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos. 469, 533, 534, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 577, 578, 579, 580, 581 and 582; concurred in by the House.

TAMMY LETZLER  
Chief Clerk

**MESSAGE FROM THE HOUSE**

April 30, 2019

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos. 599 and 615, concurred in by the House.

TAMMY LETZLER  
Chief Clerk

**ENROLLED BILLS**

April 30, 2019

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully compared Senate Resolutions Nos. 74 and 75, and find same correctly enrolled and ready for the signature of the Speaker.

ALAN WHITTINGTON  
Deputy Chief Clerk

**MESSAGE FROM THE HOUSE**

April 30, 2019

MR. SPEAKER: I am directed to transmit to the Senate, House Bills Nos. 108, 190, 448, 451, 464, 474, 539, 621, 650, 676, 710, 815, 1005, 1079, 1165, 1230, 1324, 1328, 1500, 1515, 1516, 1519, 1520, 1521, 1525, 1526, 1527, 1528 and 1529; for the signature of the Speaker.

TAMMY LETZLER  
Chief Clerk

**SIGNED**

April 30, 2019

The Speaker announced that he had signed the following: Senate Bills Nos. 267, 272, 309, 408, 447, 467, 479, 540, 659, 801, 1237 and 1417.

**SIGNED**

April 30, 2019

The Speaker announced that he had signed the following: Senate Resolutions Nos. 74 and 75.

**SIGNED**

April 30, 2019

The Speaker announced that he had signed the following: House Joint Resolution No. 396.

**SIGNED**

April 30, 2019

The Speaker announced that he had signed the following: House Joint Resolutions Nos. 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 507, 508, 509, 510, 511, 512, 513, 514 and 515.

**REPORT OF DEPUTY CHIEF CLERK**

April 30, 2019

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have transmitted to the Governor the following: Senate Bills Nos. 7, 20, 21, 97, 109, 120, 121, 122, 123, 138, 143, 144, 147, 148, 149, 150, 151, 152, 181, 206, 294, 360, 504, 511, 558, 587, 614, 634, 985, 1257, 1286, 1324, 1325, 1326, 1363 and 1443; for his action.

ALAN WHITTINGTON

Deputy Chief Clerk

**MESSAGE FROM THE GOVERNOR**

April 30, 2019

MR. SPEAKER: I am directed by the Governor to return herewith: Senate Bills Nos. 42, 45, 53, 182, 355, 358, 367, 394, 450, 472, 536, 566, 708, 763, 857, 1166, 1195, 1241, 1264, 1373, 1375, 1398, 1468 and 1498; with his approval.

LANG WISEMAN,

Deputy and Counsel to the Governor

**MESSAGE FROM THE GOVERNOR**

April 30, 2019

MR. SPEAKER: I am directed by the Governor to return herewith: Senate Joint Resolutions Nos. 145, 166, 181, 192, 498, 499, 500, 501, 502, 503, 504, 506, 507, 508, 509, 510, 511, 512, 515, 516, 518, 519, 520, 521, 522, 523, 524, 526, 527, 528, 529 and 546; with his approval.

LANG WISEMAN,

Deputy and Counsel to the Governor

**TUESDAY, APRIL 30, 2019 -- 33RD LEGISLATIVE DAY**

**ADJOURNMENT**

Senator Johnson moved the Senate adjourn until 1:30 p.m., Wednesday, May 1, 2019, which motion prevailed.